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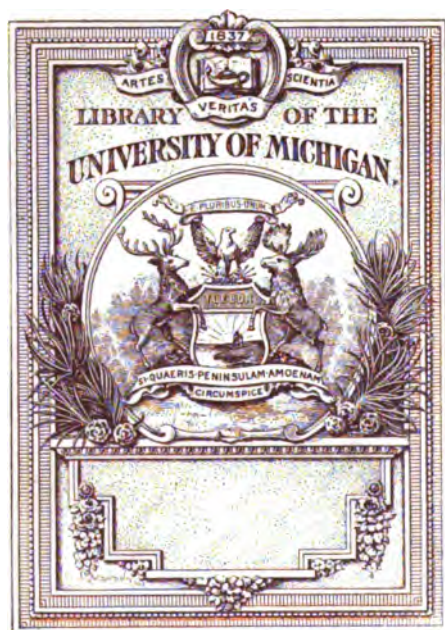
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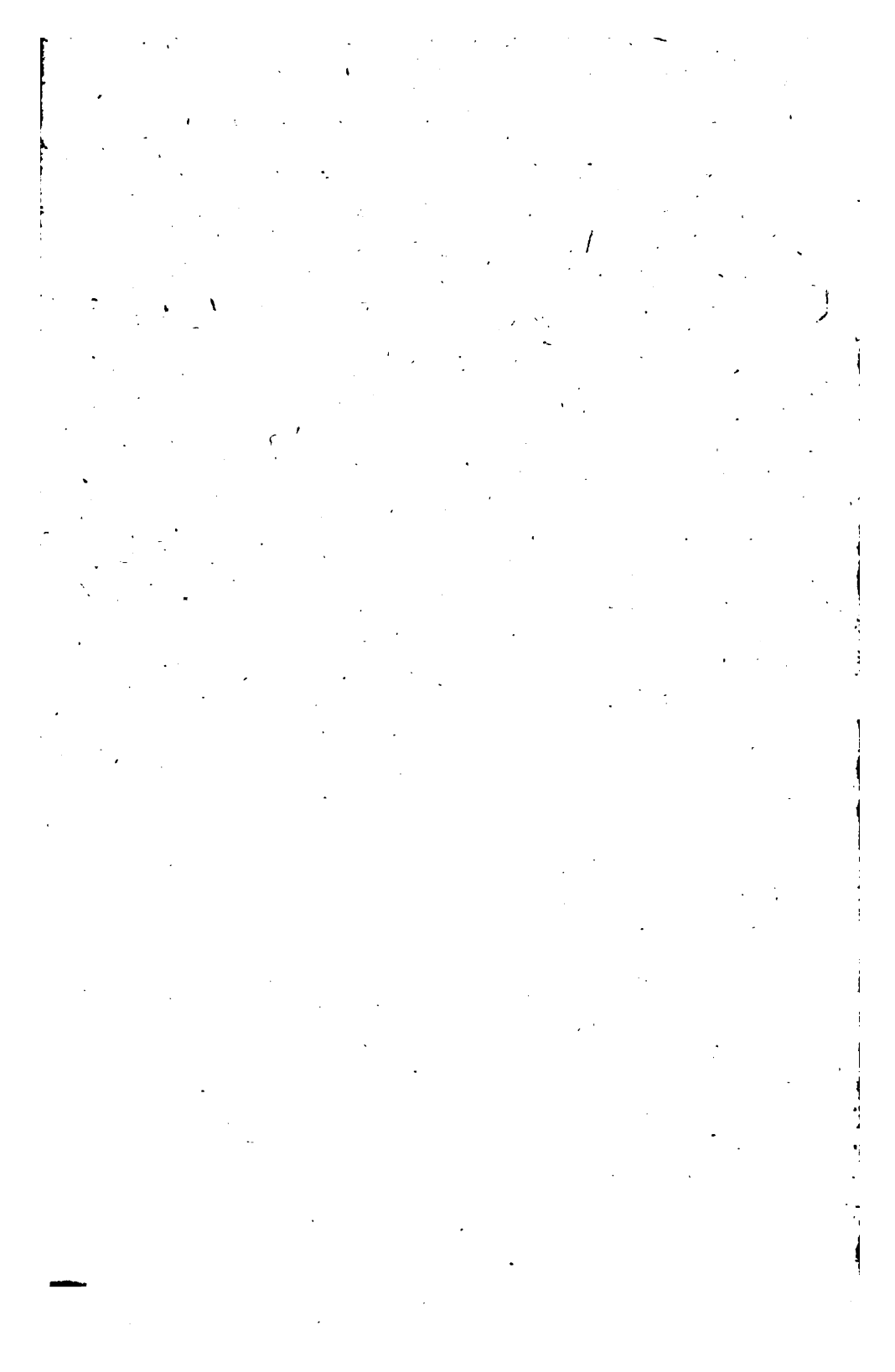
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JOURNAL

OF THE

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HOUSE OF REPRESENTATIVES

OF THE

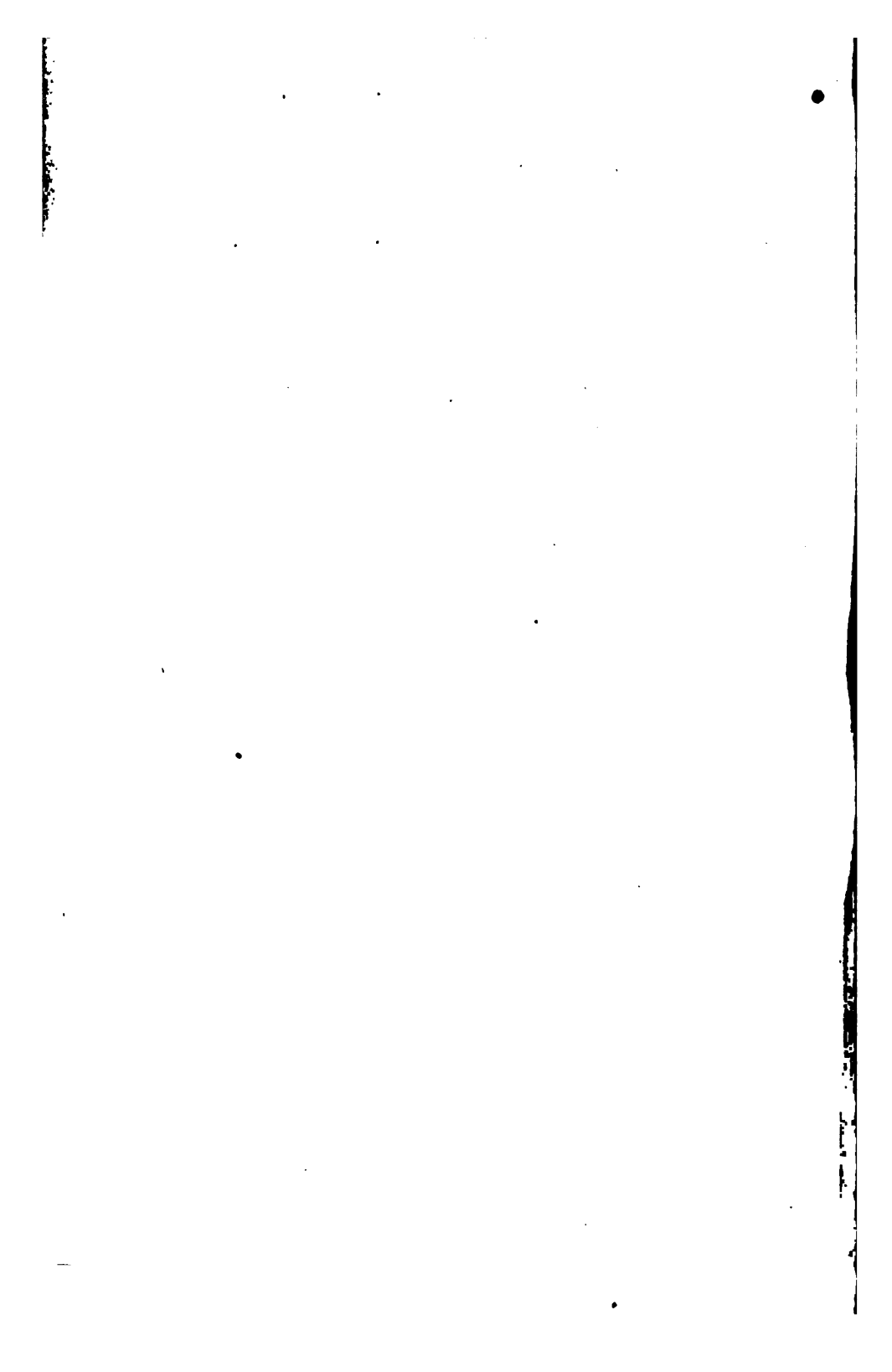
STATE OF MICHIGAN;

FIRST SESSION:

BEGUN AND HELD AT THE CAPITOL, IN THE CITY OF
DETROIT, NOVEMBER 2, 1835.

[BY AUTHORITY.]

DETROIT:
MORSE & BAGG, PRINTERS TO THE LEGISLATURE.
.....
1836.



May 11 1835

JOURNAL

OF THE HOUSE OF REPRESENTATIVES, (FIRST SESSION,) BEGUN
AND HELD AT THE CAPITOL, IN THE CITY OF DETROIT, ON
MONDAY, THE 2D DAY OF NOVEMBER, IN THE YEAR OF OUR
LORD 1836. 5

MONDAY, November 2, 1835.

The second day of November having been designated as the day for the meeting of the first Legislature of the State of Michigan, the House of Representatives assembled at the Capitol, in the city of Detroit, and organized by electing ORRIN HOWE, of Washtenaw, Speaker *pro tem*.

On motion of Mr. Convis, of Calhoun, Sheldon M'Knight, of Wayne, was elected Clerk *pro tem*.

On motion of Mr. Richardson, of Oakland, William Terry was elected Sergeant-at-arms *pro tem*.

On motion of Mr. Brower, of Washtenaw, James Houstin was appointed Door-keeper *pro tem*.

On motion of C. W. Whipple, of Wayne, Thomas Lappin was appointed Messenger *pro tem*.

On motion, the Secretary then read the certificates of election of members; and the roll being called, the following members answered to their names:

Monroe—James J. Godfroy, Alpheus Felch, Francis Charter, Joseph Jackson.

Lenawee—Hiram Dodge, Darius Mead, James Wheeler, Allen Hutchins.

Washtenaw—R. E. Morse, John Brewer, Rufus Matthews, Orrin Howe, George Howe, Jas. W. Hill, Alanson Crossman.

Jackson—Townsend E. Gidley.

Cass—James Odell, Joseph Smith.

St. Joseph—Isaac J. Ullman, Benjamin Sherman.

Berrien—Cogswell K. Green.

Wayne—Peter Van Every, Charles W. Whipple, Jonathan

P. Fay, Ammon Brown, H. A. Noyes, Geo. W. Ferrington, John Strong, Elias Bradshaw.

Oakland—Origen D. Richardson, Johnson Niles, Isaac I. Voorheis, George Brownell, John Ellenwood, Hiram Higley.

Macomb—Jacob Summers, Isaac Monfore, William Tacles.

Lapeer—Alvin N. Hart.

Saginaw—Gardner D. Williams.

Ottawa, Kent, Ionia, and Clinton—Roswell Britton.

Calhoun—Ezra Convis.

Branch—Hiram Alden.

Kalamazoo—Edwin H. Lathrop, Cyren Burdick.

On motion of C. W. Whipple, the Hon. John M'Donell, of Wayne, was invited to administer the oath of office, to the members which having been done, Mr. Whipple presented certain papers in relation to the election of a Representative in St. Clair county; and on his motion a committee of five was appointed as a special committee on elections.

On motion of Mr. Hutchins of Lenawee,

Resolved, That the certificate of election of the county of Allegan be referred to the select committee on elections, and that the said committee be, and they are hereby instructed to report to this House their views of the validity of the election of Elisha Ely, who, in virtue of said certificate, claims a seat as a Representative from the said county of Allegan.

On motion of Mr. Hutchins of Lenawee,

Resolved, That Elisha Ely, who is present, and claims a seat in this body as a Representative from the county of Allegan, be, and he is hereby invited to take his seat as such, with the privilege of speaking (but not of voting) upon all questions which may be discussed upon this floor, until the House shall have decided upon the right of said county to a representative.

The chair appointed Messrs. Whipple, Richardson, Matthews, Hutchins and Felch, as the select committee on elections.

On motion of Mr. Richardson,

Resolved, That a message be sent to the Senate, informing

that body that a quorum of this House is present, organized, and ready to proceed to business.

On motion, adj. to 10 o'clock to-morrow.

TUESDAY, NOV. 3, 1835.

The House was called to order by the speaker, who presented a communication from JOHN BIDDLE, President of the Convention to form a Constitution for the State of Michigan, which was read and laid on the table.

Mr. Whipple, from the special committee on elections, appointed yesterday, made a verbal report, accompanied with the following resolution, which was received, and the resolution adopted:

Resolved, That, John S. Heath, of St. Clair, is entitled to a seat in this House, as the Representative of said county.

Mr. Van Every of Wayne, Mr. Dodge of Lenawee, and Mr. Heath of St. Clair, appeared, and after being qualified took their seats.

On motion of Mr. Hutchins,

Resolved, That if the Senate concur, this House, in connection with that body, will now proceed to canvass the votes and ascertain the election of Governor and Lieutenant Governor of this State, in the Representative Hall.

On motion of Mr. Whipple, a committee of two was appointed to inform the Senate of the passage of said resolution, and to conduct the members of the Senate to the Legislative Hall.

Messrs. Whipple and Hutchins were appointed said committee.

A message from the Senate was received, accompanied by the following resolutions for the concurrence of the House:

Resolved, by the Senate and House of Representatives, That we proceed to canvass the votes for Governor and Lieutenant Governor at the Hall of the House of Representatives, at 11 o'clock A. M., this day.

Resolved, That this resolution be sent to the House of Representatives for their concurrence.

On motion of Mr. Whipple,

Resolved, That the House of Representatives concur in

the resolution of the Senate to proceed at 11 o'clock this day to canvass the votes for Governor and Lieutenant Governor, in the Hall of the House of Representatives; which resolution was sent to the Senate.

The Sergeant-at-arms announced the same to the Senate, who were conducted to seats by the committee.

IN JOINT ASSEMBLY.

The returns of the election having been announced by the President of the Senate and ordered to be read, it was, on motion of Mr. M'Donell of the Senate,

Resolved by the Senate and House of Representatives of the State of Michigan, in Convention assembled, That, by canvass of votes for Governor and Lieutenant Governor of said State, it is declared by this convention, that STEVENS T. MASON is duly elected Governor, and EDWARD MUNDY Lieutenant Governor of said State, in accordance with the 5th article of the Constitution.

On motion of Mr. Whipple, a committee of three from each House, was appointed to wait upon the Governor and Lieutenant Governor, and inform them of their election.

The committee were Messrs. M'Donell, Britain, and Clark, of the Senate—and Messrs. Whipple, Richardson, and Convis, of the House.

On motion, the following named gentlemen were invited to take a seat within the bar:

Hon. Ross Wilkins, Hon. Lucius Lyon, Hon. John Norvell.

On motion, the Judges of the Supreme Court, and all officers of the General Government, were also invited to take seats within the bar.

The committee appointed to wait upon the Governor and Lieutenant Governor, and inform them of their election, returned and announced them as being present, when they were conducted to the chair of the speaker, and the oath of office administered.

The governor then delivered an inaugural address, as follows:

Fellow Citizens of the Senate

and of the House of Representatives:

Summoned by the general voice of my fellow citizens to

the station of chief executive magistrate of the state of Michigan, it is with feelings which language is inadequate to express, that I embrace the occasion to convey to them my cordial thanks for this distinguished testimony of their approbation and confidence. If, under ordinary circumstances, the suffrages of this enlightened people had confided to me the exercise of the important and responsible functions of the first office in their gift, the sensibilities awakened by so signal a favor could only have found vent in the silent overflowings of the heart. But to have realized the honor thus bestowed upon me by them, at a time when a blow had been received from another source, to which it would not become me to refer in a spirit of dissatisfaction, adds to the lively and deep sense of gratitude, which I shall cease to cherish towards them only with the expiring pulsations of life. The emotions with which these reflections oppress my mind, are greatly enhanced by the anxiety induced by a sincere consciousness, that the cares before me are above my ability, and that in venturing upon them I have consulted my capacity less, probably, than the impulses of a premature ambition.

But if the hazardous task has been undertaken without a sufficiently rigid scrutiny into the qualifications requisite for its satisfactory performance, I derive consolation from the reflection, that the deficiencies of the executive will be amply supplied by the talents, the rectitude and patriotism of the co-ordinate branches of the state government. These, with the intelligence and virtue of the people, afford the surest pledges, that the foundations of the policy of this new and rising state will be laid in the immutable principles of morality, justice and benevolence; and that, in its legislation, a comprehensive and correct view will at all times be taken of the various interests embraced within its range. To these sources, then, I look with confidence for that direction and support which may bear us triumphantly through the difficulties and embarrassments incident to the new position in which we are placed.

Assembled, fellow citizens, under a constitution framed with singular care and deliberation, and distinguished by a spirit

of peculiar liberality and precision, I congratulate you upon the equally signal unanimity with which it has met the approbation of the people of Michigan. While its provisions guard, with a provident forecast, against any invasion of the rights and liberties of the citizen, they secure an adequate responsibility in all branches of the government to the primary source of all power. With such a constitution, and with the facilities provided for any amendments which time and experience may suggest as useful or essential, the wisdom of the legislature, a judicious and patriotic administration of the laws, with a cheerful co-operation on the part of the people, cannot fail to secure the solid and lasting prosperity, freedom and happiness of this dawning commonwealth.

The change of government, which is now in the process of completion, has placed us in a new and delicate relation to the legislative and executive authorities of the Union. It is believed, however, that the difficulties presented by the new attitude assumed by the people of Michigan, will readily disappear before the light of examination and precedent, and that a course of forbearance and respect to the rights and powers of others, entirely consistent with our own, will smooth our advancement to the high destiny before us.

Next to the right of self-government and the enjoyment of civil and religious liberty, and essential to these, is the continuance of the union of the states. An ardent attachment to this union is interwoven with every patriotic feeling of the people of Michigan. Nor is there any danger that they will ever voluntarily sanction any measure to weaken its sacred ties. Authorized by the ordinance which gave them territorial being to form a state, with limits defined by that ordinance, and by other laws, they have performed the act which renders them sovereign and independent in relation to all the reserved rights and authorities of an American State. No legitimate proceeding of the general government can again reduce them to a territorial condition. The faith of the nation pledged, in the most solemn and binding forms, to their admission into the Union on an equal footing with the original states, they may anticipate with reasonable confidence the

early fulfilment of that pledge. In the mean time, it remains for us to perform all the duties which attach to the relations of a state with the Union; to observe and respect all the general laws which apply to our changed condition; to avoid any legislation which may bring us into collision with the federal authorities, and to await with patience the final recognition of our equal sovereignty by the representatives of our sister states.

By the provisions of the constitution, which has just received the decisive sanction of the people, all laws now in existence in the territory of Michigan, not repugnant to this constitution, remain in force until they expire by their own limitation, or may be repealed by an act of state legislation. All writs, recognizances, and other legal instruments, prosecutions and proceedings at law, are declared to be valid and binding. All officers, civil and military, holding territorial offices and appointments under the authority of the United States, continue to hold and exercise them until superseded under this constitution. I am not aware that the constitution, of itself, immediately supercedes any officer of federal appointment, except the governor and secretary of the territory. No inconvenience or detriment to the welfare of the state, or to the interests of the Union, can arise from so partial a change. The administration and execution of the subsisting laws, will proceed without interruption. The judicial and other functionaries, deriving their commissions from the United States, will continue to enjoy their respective stations, and to perform their duties, until the legislature, giving due time for the legislation of congress on the subject of our admission into the Union, may deem it expedient to organize a state judiciary, and to authorize the election or appointment of other officers, under the constitution. No intermission of harmonious action and co-operation between the local and federal authorities can be rationally anticipated.

A strict observance of the constitutional division between the powers of the several departments of the government; a scrupulous desire to avoid any violation of the laws which we are bound to see faithfully enforced, or any executive inter-

ference with their administration by the judicial tribunals of the state; the exercise of no power not clearly conferred, or incidentally essential to its salutary and effective exercise, are cardinal points which it will be my pride, as it will be my duty, to regard with undeviating fidelity.

The early appointment of the senators to represent the state of Michigan in Congress, and some provision to supply vacancies in local offices, which may be produced by resignation or otherwise, will necessarily occur to the senate and house of representatives, without any special suggestion from the executive on the subject.

The consideration of the general affairs of the commonwealth; the adaptation of the laws to the altered position of Michigan; measures for the development of her fertile resources, for the application of these to the purposes of education and improvement, and all the other interests which come within the province of legislation, for the advancement of the happiness and prosperity of our beloved state, may perhaps be safely and judiciously postponed to a future, yet not distant, day.

It remains, fellow-citizens, that faithful to ourselves, and to our own rights and liberties, we fervently supplicate that Divine Being, who holds in his hands the chain of events and the destiny of states, to enlighten our minds, guide our councils, and prosper our measures, so that whatever we may do shall result in the welfare and tranquility of the people of Michigan, and shall secure to us the friendship and approbation of the nation.

The message having been read, the Joint Assembly then adjourned.

HOUSE OF REPRESENTATIVES.

On motion, adjourned to 3 o'clock P. M.

AFTERNOON SESSION.—3 o'clock.

No business being before the house, adjourned to ten o'clock to-morrow morning.

WEDNESDAY, November 4, 1835.

Messrs. Bradshaw, of Wayne, and Gidley, of Jackson, appeared, and having been qualified, took their seats.

On motion of Mr. Ullman, of St. Joseph,

Resolved, That 2000 copies of the inaugural address of the Governor be printed—1500 of which in the English and 500 in the French language.

Mr. Whipple, from the committee to whom was referred the claim of Elisha Ely to a seat, reported the following resolution, which was laid on the table :

Resolved, That Elisha Ely be permitted to take a seat in this House as a representative from the county of Allegan.

On motion of Mr. Alden, of Branch, the House proceeded to the election of Speaker. Upon canvassing the votes there stood for Ezra Convis of Calhoun 26, for O. D. Richardson of Oakland 18 ; and the Hon. Ezra Convis, of Calhoun, having received the highest number of votes, was declared duly elected.

On motion of Mr. Hutchins, of Lenawee, the House proceeded to the election of a Sergeant-at-arms. Upon canvassing the votes there stood for Lewis Bond 22, for Wm. Terry 18, for Asel Finch 2, for Horatio Marsh 2, Wolcott 1 ; and upon the second balloting there stood for Lewis Bond 23, for Wm. Terry 15, for Horatio Marsh 6 ; and Lewis Bond, of Monroe, having received the highest number of votes ; was declared duly elected.

On motion of Mr. Noyes, of Wayne, the House proceeded to the election of a Clerk to the House, and Geo. R. Griswold was unanimously elected.

On motion of Mr. Whipple, of Wayne, the House proceeded to the election of an Enrolling Clerk. Upon canvassing the votes, there stood for Egbert J. Van Buren 29, for David Price 9 ; and Egbert J. Van Buren, of Oakland, having received the highest number of votes, was declared duly elected.

On motion of Mr. Ullman, of St. Joseph, the House proceeded to the election of a Messenger. Upon canvassing the votes there stood for Wm. Terry 25, for Tho's. Lappin 7, for Noah H. Hart 4, for Rufus Beach 3 ; and Wm. Terry, of Oakland, having received the highest number of votes, was declared duly elected.

On motion of Mr. Whipple, of Wayne, the House proceeded to elect an Assistant Messenger. Upon canvassing the votes, there stood for Thos. Lappin 27, for Noah H. Hart 15; and Thomas Lappin, of Wayne, having received the highest number of votes, was declared duly elected.

On motion the House proceeded to the election of a Door-keeper. Upon canvassing the votes, there stood for James Houston 23, for Erastus Dirkey 11, for Noah H. Hart 7; and James Houston, of Washtenaw, having received a majority of all the votes, was declared duly elected.

On motion of Mr. Alden, of Branch,

Resolved, That a committee of 7 members be appointed by the Speaker to draft and report to this House, standing rules and orders for the regulation and government of its proceedings.

Adjourned till 10 o'clock to-morrow A. M.

THURSDAY, November 5th, 1835.

The house was called to order by the Speaker. A quorum being present, the minutes of the former meeting were read.

The committee to whom was referred the resolution for reporting upon the standing rules and regulations for the order and government of the house, reported through their Chairman, Mr. Alden, of Branch; which report, on motion of Mr. Green of Berrien, was laid on the table, and 70 copies ordered to be printed.

On motion of Mr. Hutchins, of Lenawee,

Resolved, That there be appointed the following standing committees, to consist of 7 members each, except the committee on enrolments, which shall consist of 3 members, to wit:

Committee on the Judiciary, on Ways and Means, on Militia, on Education, on Internal Improvements, on University and School Lands, on State Affairs, on Elections, on Accounts and Claims, on Banks and Incorporations, on Enrolments, on Printing, on Unfinished Business.

On motion of Mr. Lothrop of Kalamazoo, the house proceeded to the consideration of the resolution submitted by Mr. Whipple of Wayne, as chairman of the committee on elections, as follows:

Resolved, That Elisha Ely, be permitted to take a seat in this house as a representative from the county of Allegan.

The question, upon being taken by yeas and nays, on the adoption of the resolution, was decided in the affirmative, as follows:

Yeas—Messrs. Alden, Brown, Bradshaw, Brownell, Britton, Burdick, Charter, Crossman, Dodge, Ellenwood, Felch, Fay, Ferrington, Godfroy, Green, Gidley, Hutchins, O. Howe, G. Howe, Hill, Hart, Jackson, Lothrop, Mead, Morse, Monfore, Noyes, Niles, Odell, Richardson, Smith, Sherman, Strong, Tackles, Ullman, Van Every, Voorhies, Wheeler, Whipple, Williams, Speaker—41.

Nays—Messrs. Brewer, Higley, Matthews—3.

On motion, adjourned until to-morrow at 10 o'clock A. M.

FRIDAY, November 6, 1835.

The roll being called, the minutes of the previous day were read.

On motion of Mr. Ullman, of St. Joseph,

Resolved, That each member of this house be furnished with one daily paper for their use.

Mr. Alden, of Branch, moved to amend the same by substituting as follows:

Resolved, That each of the members of this house be supplied with a regular copy of the Daily Democratic Free Press during the session thereof.

On motion of Mr. Hutchins, of Lenawee, the resolution and amendment were laid on the table.

Mr. O. D. Richardson, of Oakland, called up the report on the table entitled "Rules and Orders of the House of Representatives of the State of Michigan;" which, after sundry amendmendments, was adopted, as follows:

RULE 1. The speaker shall take the chair at the time to which the house stands adjourned, and the house shall then be called to order and the roll of the members called.

2. Upon the appearance of a quorum, the minutes of the preceding day shall be read by the clerk, to the end that any mistake therein may be corrected by the house.

3. The speaker shall preserve order and decorum, and shall decide questions of order, subject to an appeal to the house.

4. The speaker shall vote on all questions.

5. When the house adjourns, the members shall keep their seats until the speaker announces the adjournment.

6. Every member previous to his speaking shall rise from his seat and address himself to the speaker.

7. When two or more members rise at once, the speaker shall designate the member who is first to speak.

8. No member shall speak more than twice to the same question without leave of the house, nor more than once until every member who chooses to speak shall have spoken.

9. No motion shall be debated or put, unless the same be seconded. When a motion is seconded, it shall be stated by the speaker, before debate; and every such motion shall be reduced to writing, if the speaker or any member desire it.

10. After a motion is stated by the speaker, it shall be deemed to be in possession of the house, but may be withdrawn at any time before decision or amendment.

11. When a question is under debate, no motion shall be received unless to amend it, to commit it, to postpone it to a day certain for the previous question, or to adjourn.

12. A motion to adjourn shall be always in order, and shall be decided without debate.

13. The previous question, until it is decided, shall preclude all amendment and debate of the main question, and shall be in this form—"shall the main question be now put."

14. No member shall speak more than once, without leave, upon the previous question.

15. A motion for commitment, until it is decided, shall preclude all amendment of the main question.

16. Every order, resolution and vote, to which the concurrence of the senate shall be necessary, shall be read to the house and laid upon the table on a day preceding that in which the same be moved, unless the house otherwise allow.

17. Petitions, memorials, and other papers addressed to the house, shall be presented by the speaker, or by a member in his place.

18. Every member who shall be present when a question is stated from the chair, and no other, shall vote for or against the same, unless the house shall excuse him, or unless he be immediately interested in the question, in which case he shall not vote.

19. While the speaker is putting a question, no member shall walk out of or across the house; nor when a member is speaking shall any person entertain any private discourse, or pass between him and the chair.

20. A member called to order, shall immediately sit down, unless permitted to explain; and the house, if appealed to, shall decide on the case, but without debate: if there be no appeal, the decision of the chair shall be submitted to.

21. Every bill shall be introduced by motion for leave, or by an order of the house on the report of a committee; and one day's notice at least shall be given of a motion to bring in a bill, unless three-fourths of the members present shall vote in favor of its being brought in without such previous notice.

22. Every bill shall receive three several readings previous to its being passed, and the second and third reading shall be on different days; and the third reading shall be on a day subsequent to that in which it has passed a committee of the whole house, unless the house by a vote of three-fourths of the members present shall direct otherwise.

23. No bill shall be committed, or amended, unless it has been twice read.

24. In forming a committee of the whole house, the speaker shall leave the chair, and a chairman shall be appointed to preside.

25. Bills committed to a committee of the whole house, shall be first read through by the clerk, and then read and debated by clauses, leaving the preamble to be last considered. All amendments shall be entered on a separate piece of paper, and so reported to the house by the chairman, standing in his place; after the report, the bill shall be subject to debate and amendment before the question to engross it be taken.

26. All questions, whether in committee or in the house, shall be put in the order they were moved, except that in fill-

ing up blanks the largest sum and the longest time shall be first put.

27. A similar mode of proceeding shall be observed with bills which have originated in, and have passed the senate, as with bills originating in the house.

28. When a bill passes the house, the speaker shall certify the same, with the date thereof, at the foot of the bill.

29. Upon a division, either in the house or in committee of the whole, the names of those who vote for, and those who vote against the question, shall be entered upon the minutes, if any members require it.

30. In all divisions to be taken in this house, it shall be the duty of the clerk to enter on the minutes the name of the member calling for a division, and the name of the member who shall second such call.

31. The order of the day shall have the preference to any motion before the house.

32. A motion that the chairman leave the chair, shall always be in order, and shall take place of any other motion:

33. In the absence of a quorum, the speaker may adjourn the house until the next sitting day; or if in committee of the whole, the committee may rise and report progress.

34. No motion for reconsideration shall be in order, unless on the same day or day following that on which the decision proposed to be reconsidered took place, nor unless one of the majority shall move such reconsideration. A motion for reconsideration being put and lost, shall not be renewed, nor shall any subject be a second time reconsidered without unanimous consent.

35. The rules of the house shall be observed in a committee of the whole house, so far as they may be applicable, except the rule limiting the time of speaking.

36. Select committees, to whom reference shall be made, shall in all cases report a state of facts, and their opinion thereon to the house.

37. That in all cases where a bill, orders, resolutions, or motions, shall be entered on the journals of this house, the

name of the member moving the same, shall also be entered on the journals.

38. No person unless introduced by a member, shall be admitted within the bar of the house, but the executive, members of the senate, the heads of departments of the state government, judges of the supreme court, members of Congress and such other persons as the speaker shall on application assign places as Stenographers.

39. Every message from the honorable the senate, communicating any bill, for the concurrence of this house, shall, after the second reading of the said bill, be referred to a select or standing committee (as shall be assigned by the speaker,) with the accompanying documents (if any) to consider and report thereon.

40. The speaker shall cause the clerk of this house to make a list of all bills, resolutions, reports of committees, and other proceedings in this house, which are committed to a committee of the whole house, and which are not made the order of the day for any particular day; which list shall be called "the general order of the day."

41. On the meeting of the House, and after reading the journal of the preceding day, the order of business shall be as follows: 1st. Presentation of petitions and memorials. 2d. Report of standing and select committees. 3d. Resolutions. 4th. General order of the day.

42. When the house have proceeded "to the general order of the day," no other business shall be in order until the house have disposed of the same, by laying them upon the table, or by postponing them until the next day.

43. No rule of this house shall be altered or suspended without the concurrence of two thirds of the members present.

44. Upon a call of the house, the names of the members shall be called by the clerk, and the absentees noted; but no excuse shall be made until the house be fully called over; then the absentees shall be called over a second time, and

if still absent, excuses are to be heard: and if no excuse, or insufficient excuse be made, the absentees may, by order of those present, if there are five members present, be taken into custody wherever to be found, by the sergeant-at-arms or one of the messengers of the house.

45. The speaker may leave the chair and appoint a member to preside, but not for a longer time than one day, except by leave of the house.

Resolved, That the above rules and orders be adopted for the government of the House of Representatives of the State of Michigan.

Mr. Whipple, of Wayne, laid on the table the following resolution:

Resolved, That one hundred copies of the rules this day adopted, be printed with the names of the members of the standing committee in pamphlet form.

A message from the senate was received accompanied with the following resolution for the concurrence of the house:

Resolved, That a committee of three members be appointed on the part of the senate, to join such committee as may be appointed by the house of representatives to act as a committee of ways and means.

Mr. Whipple, of Wayne, moved for a concurrence of the resolution from the senate.

On motion of Mr. O. D. Richardson, of Oakland,

Resolved, That this house concur in the resolution from the senate just received, and that the speaker appoint three members from this house to act with the committee from the senate as a joint committee of ways and means.

The chair announced the following as the committee: Messrs. Whipple, of Wayne, Hutchins, of Lenawee, Niles, of Oakland.

On motion, adjourned until to-morrow at 10 o'clock, A. M.

SATURDAY, November 7, 1835.

The roll being called, the following members answered to their names: Messrs. Alden, Brewer, Brown, Bradshaw,

Brownell, Britton, Felch, Crossman, Ellenwood, Fay, Ferrington, Godfroy, Green, Gidley, Hutchins, O. Howe, Higley, Hill, Heath, Hart, Lothrop, Mead, Morse, Matthews, Noyes, Odell, Richardson, Smith, Sherman, Strong, Summers, Ullman, Voorheis, Wheeler, Whipple.

The minutes of the previous meeting being read,

Mr. Lothrop, of Kalamazoo, asked and obtained leave of absence for his colleague Mr. Burdick, for one day.

The chair announced the several standing committees as follows:

STANDING COMMITTEES OF THE HOUSE.

Judiciary:—Messrs. Hutchins, Whipple, Green, Felch, Richardson, Burdick, Noyes.

Ways and means:—Messrs. Lothrop, Brown, Bradshaw, Matthews, Fay, Van Every, Morse.

State affairs:—Messrs. Richardson, Burdick, Matthews, Mead, Hutchins, Jackson, Smith.

Internal improvement:—Messrs. Ely, Gidley, Odell, Mead, Williams, Voorheis, Sherman.

Militia:—Messrs. Ullman, Brewer, Dodge, G. Howe, Smith, Hart, Higley.

Accounts and claims:—Messrs. Whipple, Dodge, Burdick, Niles, Jackson, Crossman, Gidley.

Education:—Messrs. Whipple, Green, Heath, Alden, Summers, Britton, Crossman.

University and school lands:—Messrs. O. Howe, Charter, Ferrington, Smith, Hill, Lothrop, Ellenwood.

Printing:—Messrs. Felch, Alden, Burdick, Britton, Niles, Wheeler, Fay.

Enrolment:—Messrs. Green, Richardson, Hutchins.

Banks and incorporations:—Messrs. Hutchins, Lothrop, Brownell, Summers, Godfroy, Ely, O. Howe.

Elections:—Messrs. Sherman, Munfore, Strong, Tacles, G. Howe, Wheeler, Hart.

Unfinished business:—Messrs. Noyes, Richardson, Lothrop, Alden, Green, Felch, Summers.

Mr. Ullman, of St. Joseph, submitted the following resolution, which on motion of Mr. Whipple, was laid upon the table.

Resolved, That the committee on state affairs be instructed to report to this house the sum for the services of the secretary of state.

On motion of Mr. Richardson, of Oakland,

Ordered, That the committee on printing cause to be printed in pamphlet form . . . copies of the rules of this house.

On motion of Mr. Hutchins, of Lenawee, the blank was filled with 100, and the resolution as amended was adopted.

On motion of Mr. Whipple, of Wayne,

Resolved, That three members be appointed, who, with a like number to be appointed by the senate, shall constitute a joint committee on the library.

Resolved, That the foregoing resolution be communicated to the senate, and their concurrence therein respectfully requested.

On motion of Mr. Hutchins, of Lenawee,

Resolved, (if the senate concur herein,) That on Monday next, at 11 o'clock in the forenoon, the legislature proceed, in the hall of this house, to the election of two senators to represent this state in the Congress of the United States.

Resolved, That each house separately and openly nominate the persons to be supported by them in joint meeting for senators of the United States, at the time and place contemplated in the foregoing resolution.

Mr. Richardson, of Oakland, moved to amend the same by striking out all after the word "resolved" in the second resolution, and insert the following:

That this house will on . . . next, proceed to the election of two senators to the Congress of the United States.

Mr. Whipple, of Wayne, moved to amend said amendment, by substituting the following:

Resolved, That the senate and house will, at 12 o'clock this day, each openly nominate in the manner prescribed by the

constitution of this state, two persons for the office of senators in Congress; after which, they will immediately meet, and if they shall agree in their nominations, the persons so nominated shall be appointed to said office for which they shall be so nominated; and if the senate and house shall disagree, the election shall be made by the joint ballot of the senators and members of the house of representatives in the hall of the house at 1 o'clock this day.

On motion the resolution and amendments were then laid on the table agreeably to rule 16th.

Mr. Hutchins, of Lenawee, moved the suspension of the rule. The question being taken upon the same, requiring the concurrence of two thirds of the members present, it was decided by Ayes and Nays in the negative as follows:

Yeas—Messrs Alden, Brewer, Brown, Bradshaw, Britton, Crossman, Dodge, Fay, Ferrington, Godfroy, Hutchins, O. Howe, G. Howe, Hill, Lothrop, Mead, Morse, Matthews, Noyes, Smith, Sherman, Strong, Ullman, Van Every, Wheeler, Whipple, Speaker—27.

Nays—Messrs Brownell, Charter, Ely, Ellenwood, Felch Green, Gidley, Higley, Heath, Hart, Jackson, Monfore, Niles, Odell, Richardson, Summers, Tacles, Voorheis, Williams—19.

Mr. Lathrop, of Kalamazoo, laid on the table the following resolution:

Resolved by the house of representatives, That the legislature adjourn on the day of November, to meet on the day of January next, and respectfully ask the concurrence of the honorable senate in the same.

Mr. Sherman, of St. Joseph, laid on the table the following resolution:

Resolved, That this house will proceed forthwith to vote for two persons to represent this state in the Senate of the United States.

On motion of Mr. Whipple, of Wayne,

Resolved, That the committee on the judiciary be instruct-

ed to inquire into the expediency of organizing the judiciary department of this state.

Mr. C. K. Green, of Berrien, laid on the table the following resolution:

Resolved by the house of representatives, That our senators and representatives in Congress be instructed and requested to procure the passage of an act granting pre-emption rights to actual settlers on public lands.

On motion of Mr. Hutchins, of Lenawee,

Resolved, That Sheldon McKnight, of the city of Detroit, be, and he is hereby, appointed printer to this house.

On motion of Mr. Alden, of Branch,

Resolved, That the clerk furnish a daily copy of the proceedings of this house to the printer for publication.

Mr. Britton, of Kent, &c., presented a petition from the inhabitants of the unorganized counties of Ottawa, Kent, Ionia, and Clinton, praying for the organization of the county of Kent, and that the counties of Ottawa, Ionia, and Clinton may be attached thereto for judicial purposes.

Referred to the committee on state affairs.*

On motion, adjourned until Monday morning at 10 o'clock A. M.

MONDAY, November 9, 1835.

The roll being called, the following members answered to their names:

Messrs. Alden, Brewer, Brown, Bradshaw, Britton, Burdick, Charter, Crossman, Ely, Ellenwood, Felch, Fay, Ferrington, Green, Gidley, Hutchins, O. Howe, Higley, Heath, Hart, Jackson, Lothrop, Mead, Matthews, Monfore, Noyes, Niles, Odell, Richardson, Smith, Sherman, Strong, Tacles, Ullman, Van Every, Voorheis, Wheeler, Whipple.

The minutes of the previous meeting being read,

Mr. Richardson, of Oakland, presented a petition from Philips and others, for the organization of township 4 north, range 9 east, which was referred to the committee on state affairs, without being read.

Mr. Ely, of Allegan, presented a petition from J. L. Shearer and others, inhabitants of the village of Kalamazoo, which was referred to the committee on state affairs.

Mr. Britton, of Kent, presented a petition from certain inhabitants of township 6, range 12 west, Kent county, which was referred to the committee on state affairs.

Mr. Williams, of Sagana, presented a petition from certain inhabitants of the section of Sagina, which was referred to the committee on state affairs, without being read.

A message was received from the senate, transmitting the following resolutions for the concurrence of the house.

Resolved, by the senate and house of representatives, That a joint committee, to consist of three members from each house, be appointed to draft a memorial to the Congress of the United States to accompany the Constitution of the state of Michigan.

Resolved by the senate and house of representatives of the state of Michigan, (the house of representatives concurring therein,) That each house shall openly nominate two persons for the office of senators to the Congress of the United States, after which they shall meet and if they shall agree, in their nomination, the persons so nominated shall be appointed to the offices for which they shall be nominated: if they shall disagree, the election shall be made by the joint vote of the members of the senate and house of representatives, and that a majority of the members present be necessary to a choice: Provided that this resolution shall only apply to the present election.

The question being on the first resolution it was adopted.

Mr. Whipple, of Wayne, moved to strike out after the word representatives, in the 13th line of the 2d resolution, the following: that a majority of the members present, be necessary to a choice.

The question being taken by ayes and nays, was decided in the affirmative, as follows:

Yeas—Messrs. Alden, Brewer, Brown, Bradshaw, Britton

Charter, Crossman, Dodge, Ely, Ellenwood, Fay, Ferrington, Godfroy, Hutchins, O. Howe, G. Howe, Hill, Heath, Hart, Mead, Morse, Matthews, Noyes, Smith, Sherman, Strong, Ullman, Van Every, Wheeler, Whipple, Speaker—31.

Nays—Messrs. Brownell, Burdick, Felch, Green, Gidley, Higley, Jackson, Lothrop, Monfore, Niles, Odell, Richardson, Summers, Tacles, Voorheis, Williams—16.

Mr. Whipple, of Wayne, then moved the following amendment to the resolution as altered.

And a majority of the votes given upon such joint vote shall be necessary to a choice.

The question being put on the amendment was decided by ayes and nays in the affirmative as follows:

Yeas—Messrs. Alden, Brewer, Brown, Bradshaw, Britton, Crossman, Dodge, Ely, Fay, Ferrington, Godfroy, Hutchins, O. Howe, G. Howe, Hill, Hart, Lothrop, Mead, Morse, Matthews, Noyes, Smith, Sherman, Strong, Ullman, Van Every, Wheeler, Whipple, Speaker—29.

Nays—Messrs. Brownell, Burdick, Charter, Ellenwood, Felch, Green, Gidley, Higley, Heath, Jackson, Monfore, Niles, Odell, Richardson, Summers, Tacles, Voorheis, Williams—18.

The resolution as amended was concurred in.

On motion of Mr. Hutchins,

Resolved, That when this house adjourns it adjourn to meet again at 3 o'clock this afternoon.

On motion of Mr. Green, that this house do now adjourn.

The question being taken, Mr. Summers called for a division of the house, when it was lost.

On motion of Mr. Hutchins,

Resolved, That the joint committee of ways and means inquire into and ascertain the amount of expenses incurred by the convention to form a state constitution and state government, and the amount of expenses incurred by order of said convention in fitting up the capitol for the accommodation of

the senate and house of representatives together with the incidental expenses which have accrued in carrying said order into effect.

Mr. Richardson, of Oakland, moved to amend the above resolution by inserting in the last line the following amendment, which was accepted: Also the amount of expenses incurred in carrying into effect the laws relative to the southern border of the state.

The resolution as amended was adopted.

The resolution laid on the table by Mr. Lothrop of the 8th inst. was taken up and read.

Mr. Lothrop moved to fill the blank day of November with the 11th.

On motion, the further consideration of the same was postponed until to-morrow.

Adjourned until 3 o'clock, P. M.

AFTERNOON SESSION, 3 o'clock, P. M.

On motion of Mr. Hutchins,

Resolved, That there be a committee of three appointed on expenditures, and that no article be furnished or charge allowed as forming any part of the contingent expenses against the house, without the express order and sanction of said committee or the direction of the house.

The chair announced the following as the committee on expenditures: Messrs. Whipple, Mathews, Dodge.

On motion of Mr. Lothrop,

Resolved, by the house of representatives of the state of Michigan, That the treasurers of the several counties of this state report to this house at the commencement of its next session, the whole number of lots or fractional lots, designated as non-resident or unknown lands, that have been offered for sale in their respective counties for taxes since their first organization—the number of acres sold in each lot. Also the whole number of lots which have been forfeited to the purchasers.

Resolved, That the clerk of this house transmit to the treasurer of each county a copy of the above resolution.

On motion of Mr. Noyes, of Wayne,

Resolved, That a select committee, to consist of five members, be appointed to take into consideration the expediency of abolishing capital punishment.

The speaker announced the following, as said committee:

Messrs. Noyes, Burdick, Godfroy, Wheeler, Hart.

Mr. Hill, of Washtenaw, presented a petition from William S. and Lewis W. Warner, which was referred to the committee on the judiciary, without being read.

Mr. Mead, of Lenawee, presented a petition from Morris Burch, which was referred to the committee on the judiciary, without being read.

Mr. Monfore, of Macomb, presented a petition from the inhabitants of Washington, petitioning for the appointment of Amos Dally, Esq. to the office of county clerk—which was laid upon the table.

On motion of Mr. Whipple, of Wayne,

Resolved, That the committee on the judiciary be instructed to inquire into the expediency of providing, by law, for the election of county officers in the several counties in the state where vacancies may exist; and, that said committee report by bill or otherwise.

The resolution, laid on the table by Mr. Ullman, of the 8th inst., was taken up and read.

Mr. Whipple, of Wayne, moved to amend the same by substituting the following, which was adopted:

Resolved, That the committee on state affairs be instructed to report a bill fixing the salaries of the Governor, Secretary of State, Auditor General, Treasurer, Attorney General, and Members of the Legislature.

The question being on an adjournment, was lost.

On motion of Mr. Lothrop,

Resolved, by the house of representatives, That the Audi-

tor and Treasurer of this state, report to this house the condition of the Treasury.

Resolved, That the clerk of this house transmit a copy of the above resolution to them.

Adjourned until to-morrow at 10 o'clock, A. M.

TUESDAY, November 10, 1835.

The roll being called the following members were absent:

Messrs. Burdick, Crossman, Godfroy, Heath, King, Levake, Miller, Niles, Sherman, Tacles, Whipple.

Mr. Hutchins, from the judiciary committee, presented the following report and resolution which were accepted:

The judiciary committee having duly examined the several matters submitted for their consideration, beg leave to report the following resolution:

Resolved, That it is inexpedient, at this time, to legislate upon any of the matters referred to the committee on the judiciary.

Mr. Richardson, of Oakland, moved its adoption which was carried.

On motion of Mr. Hutchins, of Lenawee,

Resolved, That the committee of ways and means be, and they are hereby instructed to inquire into the expediency of taxing banks and other incorporations of this state.

Mr. Hart, of Lapeer, laid on the table the following resolution:

Resolved, That the committee on the judiciary be instructed to inquire into the expediency of providing by law for filling the vacancy of the office of judge of probate and justice of the peace for the county of Lapeer, and to report by bill or otherwise.

On motion of Mr. Hart, of Lapeer,

Resolved, That the judiciary committee be required to consider the expediency of abolishing imprisonment for debt, and instructed to report by bill or otherwise.

The following communication was received from the senate through their secretary:

Mr. Speaker—In pursuance of an order of the senate, I have the honor to inform the house of representatives, that the senate have concurred in the amendment made by the house to a resolution prescribing the manner of electing senators to the Congress of the United States; and that said resolution, engrossed, having been signed by the president pro tem. of the senate, it is now presented for the signature of the speaker of the house of representatives.

The following resolution was received from the senate for the concurrence of the house:

Resolved, That a committee of three members be appointed, to act jointly with such committee as may be appointed by the house of representatives, as a joint committee to prepare and report joint rules for the government of both branches of the legislature.

On motion of Mr. Hutchins, of Lenawee,

Resolved, That a committee of three be appointed, to act with a like number from the senate, to draft and report joint rules for the government of both houses.

The speaker announced the following as the said committee:

Messrs. Richardson, Green, Heath.

Mr. Ullman, of St. Joseph, called for the reading of the resolution which was offered by him yesterday and laid on the table.

Which after being read, on motion of Mr. Hutchins, was adopted as follows:

Resolved, That each of the members of this house be supplied with a regular copy of the Daily Democratic Free Press during the session thereof.

A message was received from His Excellency the Governor, by Mr. Pritchette, his private secretary, as follows:

To the House of Representatives of the State of Michigan.

I have this day approved, and returned to the house in which it originated, a joint resolution of the legislature, prescribing the mode and manner of electing two senators to represent the state of Michigan in the Congress of the United States.

STEVENS T. MASON.

November 10, 1835.

Mr. Whipple offered the following resolution:

Resolved, If the senate concur, that at 12 o'clock at noon of this day, both houses of the legislature will proceed to the choice of two senators to represent this state in the Congress of the United States; and that the senate and house of representatives will immediately thereafter meet in the hall of the latter body to compare their respective nominations.

Mr. Richardson declared the resolution to be out of order, as contrary to the 16th rule of the house.

Mr. Whipple moved the suspension of the rule, which was decided by ayes and nays in the affirmative as follows:

Yeas—Messrs. Alden, Brewer, Brown, Bradshaw, Brownell, Britton, Charter, Crossman, Dodge, Ely, Ellenwood, Felch, Fay, Ferrington, Godfroy, Gidley, Hutchins, O. Howe, G. Howe, Hill, Heath, Hart, Jackson, Lothrop, Mead, Morse, Mathews, Monfore, Noyes, Odell, Smith, Sherman, Strong, Tacles, Ullman, Van Every, Wheeler, Whipple, Speaker—39.

Nays—Messrs. Burdick, Green, Higley, Niles, Richardson, Summers, Voorheis, Williams—8.

Mr. Whipple moved the adoption of the resolution.

Mr. Richardson moved to amend by striking out 12, and substituting 1; which was lost.

Mr. Summers moved to amend by striking out 12, and substituting 3; which was lost.

Mr. Whipple called for the previous question, and the resolution was adopted and sent to the senate for concurrence.

Mr. Lothrop, of Kalamazoo, offered the following resolution:

Resolved by the house of representatives, That when this house go into the election of senators to the Congress of the United States, there shall be two tellers appointed to count and report to this house the result.

Mr. Whipple moved to amend the resolution by adding the following, which was accepted:

And the speaker shall, when the house proceed to nominate senators, call over the names of members alphabetically, and when the name of a member shall be called he shall vote for two persons at the same time.

The question being on the resolution as amended, it was adopted; and in accordance therewith, the speaker appointed Messrs. Lothrop and Hutchins as tellers.

A message was received from the senate announcing their concurrence in the resolution passed by the house of representatives, designating the time and place for the election of two senators to represent this state in the senate of the United States.

A message was received from his excellency the Governor by Mr. Pritchette, his private secretary, as follows:

To the house of representatives of the state of Michigan.

I have this day approved a joint resolution of the senate and house of representatives designating the hour at which an election shall be held for the choice of two senators to represent the state of Michigan in the Congress of the United States, which is herewith returned to you.

STEVENS T. MASON.

November 10, 1835.

The speaker announced that the time specified in the resolution for the election of senators to represent the state of Michigan in the Congress of the United States, had now arrived.

The house then proceeded to the election—the votes were as follows:

For Lucius Lyon—Messrs. Alden, Brewer, Brown, Bradshaw, Brownell, Britton, Burdick, Charter, Crossman, Dodge, Ely, Ellenwood, Felch, Fay, Ferrington, Godfroy, Green, Gidley, Hutchins, O. Howe, G. Howe, Hill, Higley, Heath, Hart, Jackson, Lothrop, Mead, Morse, Mathews, Monfore, Noyes, Niles, Odell, Richardson, Smith, Sherman, Strong, Summers, Tacles, Ullman, Van Every, Voorheis, Wheeler, Whipple, Williams, Speaker—47.

For John Norvell—Messrs. Alden, Brewer, Brown, Bradshaw, Britton, Crossman, Dodge, Fay, Ferrington, Godfroy, Hutchins, O. Howe, G. Howe, Hill, Hart, Mead, Morse, Mathews, Noyes, Smith, Sherman, Strong, Ullman, Van Every, Wheeler, Whipple, Speaker—27.

For John Biddle—Messrs. Brownell, Burdick, Charter, Ely, Felch, Green, Gidley, Higley, Heath, Jackson, Lothrop, Monfore, Niles, Odell, Richardson, Summers, Tacles, Voorheis, Williams—20.

On motion of Mr. Whipple,

Resolved, That Lucius Lyon and John Norvell, having received a majority of all the votes of the house of representatives, are duly nominated, on the part of the house, senators to the Congress of the United States.

On motion of Mr. Burdick,

Resolved, That a committee be appointed to announce to the senate that the house have, on their part, made a nomination of two senators for the Congress of the United States; and to conduct the senate to the hall of the house of representatives to compare their respective nominations.

The speaker appointed Messrs. Burdick, Whipple, Ullman, the committee to carry the resolution into effect.

In joint assembly, the senate having taken their seats in the house, the president pro tem. of the senate, announced the nomination of senators for the Congress of the United

States, on the part of the senate, to be Lucius Lyon and John Biddle.

The speaker of the house of representatives, announced the nomination, by the house of representatives, of Lucius Lyon and John Norvell as senators to the Congress of the United States.

The president pro tem. of the senate, announced that Lucius Lyon had received a majority of the votes of both houses, and was therefore duly elected senator to the Congress of the United States.

Mr. McDonell, of the senate, moved that the senate and house of representatives, in joint ballot, do elect another senator to the Congress of the United States; which was carried.

The president pro tem. of the senate, appointed Mr. Clark of the senate, as teller. The speaker of the house of representatives, appointed Mr. Whipple, of the house, as teller.

The tellers announced the result as follows:

For John Norvell—Messrs. Davis, Finch, McDonell, Moody, Raynale, Rumsey, Ten Eyck, Alden, Brewer, Brown, Bradshaw, Britton, Crossman, Dodge, Fay, Ferrington, Godfroy, Hutchins, O. Howe, G. Howe, Hill, Hart, Mead, Morse, Mathews, Noyes, Smith, Sherman, Strong, Ullman, Van Every, Wheeler, Whipple, (Convis,) Speaker—35.

For John Biddle—Messrs. Britain, Clark, Comstock, Durocher, Ellis, Hascall, Stockton, Barry, Brownell, Burdick, Charter, [Ely, Ellenwood, Felch, Green, Gidley, Higley, Heath, Jackson, Lothrop, Monfore, Niles, Odell, Richardson, Summers, Tacles, Voorheis, Williams—28.

The president pro tem. of the senate, announced that John Norvell had received a majority of all the votes, and was therefore duly elected senator to the Congress of the United States.

On motion of Mr. McDonell, the convention then adjourn-

ed. The senate having retired, on motion, the house adjourned until to-morrow morning at 10 o'clock, A. M.

WEDNESDAY, November 11, 1835.

The roll being called, the following members were absent:

Messrs. Bradshaw, Burdick, Ferrington, Green, Morse, Miller, Noyes, Niles, Summers, Tacles, Van Every, Whipple, Williams.

Mr. Richardson, from the committee on state affairs, reported a bill entitled "A bill for the payment of the members of the senate and house of representatives of the state of Michigan," accompanied with the following report which was accepted.

The committee on state affairs, to whom were referred sundry petitions and resolutions, respectfully report that in the opinion of said committee it is inexpedient to legislate at present upon any matters referred to them, except that which relates to the allowance to members of the legislature; and upon that subject the chairman of said committee has been instructed to, and does herewith report a bill. Also, to whom was referred the petition of Mathews and others, presented the same, and moved it be referred to the committee on internal improvements; which was agreed to.

Mr. Lothrop called for the reading of the resolution laid on the table by him on the 7th, and moved to fill the blank day of November with the 12th.

Mr. Whipple moved to fill with the 14th.

On motion of Mr. Richardson, the resolution and amendments were laid on the table.

The bill entitled "A bill for the payment of the members of the senate and house of representatives of the state of Michigan," was taken up and read the 1st and 2d time.

On motion, the house resolved itself into a committee of the whole, Mr. Whipple in the chair, on the above bill, and after spending some time therein, the committee rose and reported the same back to the house with sundry amendments which were concurred in.

Mr. Whipple offered the following amendment to stand as a second section of the bill just reported:

Sec. 2. There shall be paid to the Governor of the state the sum of dollars per annum for his salary; and the treasurer is hereby authorized and directed to the sum of dollars, in equal quarterly payments, out of any money in the treasury not otherwise appropriated:

The question being upon the adoption of the amendment it was on motion of Mr. Summers decided by yeas and nays in the affirmative, as follows:

Yeas—Messrs. Alden, Brewer, Brown, Bradshaw, Brownell, Britton, Charter, Crossman, Dodge, Ely, Ellenwood Felch, Fay, Ferrington, Godfroy, Green, Gidley, Hutchins, O. Howe, G. Howe, Hill, Higley, Heath, Hart, Jackson, Lathrop, Mead, Morse, Mathews, Monfore, Noyes, Niles, Odell, Richardson, Smith, Sherman, Strong, Summers, Ullman, Voorheis, Wheeler, Whipple, Williams, Speaker—44.

Nay—Mr. Burdick—1.

Mr. Niles moved to fill the blank salary with 1000.

Mr. Whipple declared the motion out of order until the 3d reading of the bill.

Mr. Summers supported the motion of Mr. Niles.

The speaker declared the motion to be out of order.

Mr. Richardson moved that the 22d rule of the house be suspended:

The question upon being put was carried.

On motion of Mr. Whipple, the bill was engrossed and read the third time.

Mr. Niles renewed his motion as in order, to fill the blank salary with 1000.

Mr. Hill, of Washtenaw, moved to fill with 2000.

Mr. Whipple supported the motion to fill with \$2000, and called for the yeas and nays when it was decided in the affirmative as follows:

Yeas—Messrs. Alden, Brewer, Brown, Bradshaw, Britton, Charter, Crossman, Dodge, Ely, Felch, Fay, Ferrington,

Godfroy, O. Howe, G. Howe, Hill, Jackson, Morse, Mathews, Noyes, Sherman, Ullman, Wheeler, Whipple, Speaker—25.

Nays—Messrs. Brownell, Ellenwood, Green, Gidley, Hutchins, Higley, Heath, Hart, Lothrop, Mead, Monfore, Niles, Odell, Richardson, Smith, Strong, Summers, Voorheis, Williams—19.

Mr. Lothrop offered the following amendment, which was laid on the table:

Be it further enacted, that the speaker of the house of representatives be entitled in addition to his pay as a member of the house, the sum of two dollars per day, the same to be paid out of any money in the treasury not otherwise appropriated.

The above bill being under consideration, having been read a third time, passed.

Mr. Richardson moved that the names of the members taken by yeas and nays on the filling the blank with \$2000, be entered with the proceedings on the journal.

Mr. Ely offered the following resolution, which on motion of Mr. Ullman, was laid on the table:

Resolved, That a committee of three members of this house be appointed to inquire into the expediency of appointing a joint committee of one from the senate and two from this house, to revise the laws of this state, and report their doings at the next session of this legislature.

Mr. Green moved that the names of the members taken by yeas and nays in voting for senators be entered on the journal of this house.

On motion of Mr. Burdick,

Resolved, That the roll of the members be called by the clerk with a view of ascertaining the mileage of the members, and that when the name of each member is called he shall answer by giving the number of miles from his residence to the capitol.

Mr. Ullman moved that the resolution offered by Mr. Ely be taken up from the table and read.

On motion of Mr. Ullman it was adopted.

Mr. Burdick moved for a reconsideration of the question taken on the resolution offered by Mr. Lothrop, which was laid on the table.

The question being taken it was lost.

On motion, again laid on the table

On motion of Mr. Whipple,

Resolved, That the committee on expenditures be instructed to report a bill fixing the pay of the officers of this house.

Mr. Richardson in the chair, Mr. Green called up the resolution offered by him, which was laid on the table.

The question being on its adoption it was carried.

On motion of Mr. Hutchins,

Ordered, That the clerk furnish each member of this house with an accurate list of the select committees.

On motion, adjourned to 3 o'clock, P. M.

AFTERNOON SESSION, 3 o'clock, P. M.

The committee, to whom was referred the subject of the expediency of raising a joint committee of the senate and house of representatives to revise the laws of this state, and refer their doings to the adjourned session of the legislature, made, through their chairman, the following report, which was accepted:

That they have had the subject under consideration, and recommend the adoption of the resolution. The committee are impressed with the belief that the adoption of the course indicated in the resolution under which they are acting, would put the legislature in the possession of the alterations, in the laws, necessarily incident to a change from a Territorial to a State government. They also believe that the legislature would be enabled to proceed in the execution of their duties, with more system, and prevent a great consumption of time.

A message was received from the senate, accompanied with the following resolution for the concurrence of the house:

Resolved, That a committee of two members be appointed to act jointly with such committee as may be appointed by the house of representatives, with instructions to cause the roof of the capitol to be repaired in such manner as, in the judgment of said committee, will best secure the building; and, to employ such person or persons as may be willing to contract for the undertaking and finishing of the same, under the direction of the committee.

Mr. Hutchins moved a concurrence in the above resolution from the senate; and, that a committee of two from this house be appointed, to act in concert with the committee from the senate, named under said resolution.

The speaker announced the following as said committee:

Messrs. Fay and Sherman.

Joint rules, for both houses of the legislature, were received from the senate for concurrence, which with some few amendments, were concurred in.

Mr. Whipple offered the following amendment, as a substitute to the resolution offered by Mr. Ely, which was adopted:

Resolved, That a joint committee, to consist of one member from the senate and two from the house of representatives, be appointed to revise the existing laws of this state, and report what alterations or additions are necessary in view of a change from a Territorial to a State government; and, that said committee report the result of their labors at the adjourned session of the legislature.

Mr. Noyes, of Wayne, asked and obtained leave of absence until Monday next.

Leave of absence was granted to Mr. Burdick of Kalamazoo, during the remainder of the session.

Mr. Smith, of Cass, laid upon the table the following resolution:

Resolved, That our senators and representatives in Con-

gress be and they are hereby requested to use their influence to procure the adoption of the expunging resolution, offered and so eloquently supported by Mr. Benton during the last session of the Congress of the United States.

On motion, adjourned until to-morrow at 10 o'clock, A. M.

THURSDAY, November 12, 1835.

The roll being called, the following members were absent:

Messrs. Brown, Burdick, Ellenwood, Fay, Jackson, Miller, Niles, Noyes, Van Every, Williams.

Mr. Britton presented a petition from certain inhabitants of the county of Kent, which was referred to the committee on internal improvements, without being read. Also a petition from sundry inhabitants from the county of Kalamazoo, which was referred to the committee on internal improvements.

The committee on expenditures reported, through their chairman, Mr. Whipple, a bill to provide for the payment of the officers of the senate and house of representatives, which was read the first and second times.

Mr. Whipple moved the suspension of the 22d rule, which was agreed to.

On motion of Mr. Whipple, the house resolved itself into a committee of the whole, Mr. Hutchins in the chair, on the said bill, and after spending some time therein, the committee rose, and Mr. Hutchins reported the bill to the house, with sundry amendments which were concurred in.

Mr. Whipple offered the following amendment to the bill:

To the speaker of the house of representatives for extra pay, two dollars per day, in addition to his pay as a member of the house of representatives.

The question being taken on said amendment, it was agreed to.

The bill was then ordered to be engrossed and read the third time to-day.

The engrossed bill, to provide for the payment of the offi-

cers of the legislature, being under consideration, was read the third time and passed.

Mr. Niles offered the following resolution:

Resolved, That the house of representatives of the state of Michigan have witnessed, with extreme regret, a disposition, manifested in some parts of the state, to treat with disrespect and contempt the acting Governor of the Territory of Michigan, (who was appointed and sent among us by the venerable Chief Magistrate of the United States;) and that the house cordially approve of the result of his exertions to sustain our jurisdiction over the disputed country, against the unwarrantable encroachments of the state of Ohio.

Mr. Lothrop moved to lay said resolution on the table.

The question upon being put, Mr. Whipple called for the yeas and nays, when it was decided in the affirmative, as follows:

Yeas—Messrs. Alden, Brownell, Charter, Ely, Ellenwood, Green, Gidley, G. Howe, Higley, Heath, Hart, Jackson, Lothrop, Monfort, Niles, Odell, Richardson, Smith, Summers, Tackles, Voorheis, Williams—23.

Nays—Messrs. Brewer, Britton, Crossman, Dodge, Ferrington, Godfroy, Hutchins, O. Howe, Hill, Mead, Morse, Mathews, Strong, Ullman, Wheeler, Whipple, Speaker—17.

On motion of Mr. Richardson,

Resolved, That the Governor be requested to inform this house, (if in his power to do so) what sum, if any, has been borrowed under and in pursuance of an act of the legislative council, authorizing a loan of three hundred and ten thousand dollars; and if any such loan has been made, what part, if any, of said sum has been disbursed, and for what purposes.

Adjourned until 3 o'clock P. M.

AFTERNOON SESSION—3 o'clock P. M.

Mr. Green, from the committee on enrolment, reported as correctly enrolled, the bill providing for the payment of the officers of the legislature, which was sent to the senate.

Mr. Gidley asked leave of absence for Mr. Felch during the remainder of the week; which was granted.

Mr. Ely, of Allegan, called for the reading of the resolution laid on the table by Mr. Lothrop on the 7th inst., and moved to fill the blank day of January, with the 2d, which was agreed to.

The resolution as amended was adopted, as follows:

Resolved by the house of representatives, That the legislature adjourn on the 13th day of November, to meet on the 2d Monday of January next, and respectfully ask the concurrence of the honorable senate in the same.

Mr. Ely moved a reconsideration of the vote taken on the adoption of the resolution appointing a committee to revise the laws; which was agreed to.

Mr. Ely further moved to strike out the word two, and insert the word three in lieu thereof; which was agreed to, and the resolution as amended was adopted.

Messrs. Whipple, Hutchins, Richardson, were appointed the committee on the part of the house.

Mr. O. Howe asked leave of absence for Mr. Brewer, which was granted.

On motion, adjourned until to-morrow at 9 o'clock A. M.

FRIDAY, November 13, 1835.

The roll being called, the following members were absent:

Messrs. Brown, Burdick, Fay, Godfroy, Green, Higley, Jackson, Morse, Miller, Richardson, Summers, Tacles, Van Every, Whipple.

On motion of Mr. Ullman,

Resolved, That a committee of three be appointed to wait on his excellency the Governor, with a request to inform this house of the amount in the treasury, and to report the same to this house.

The speaker announced the following as said committee; Messrs. Ullman, Alden, Lothrop.

On motion of Mr. Whipple,

Resolved, That the committee on education have power to

correspond with such individuals in the United States as they may deem proper, during the adjournment of the legislature, on the various subjects coming within the scope of their duties; and that said committee also report to the legislature, at an early a day as possible, a law to regulate common schools.

Mr. Sherman called up the following resolution, offered by Mr. Niles yesterday:

Resolved, That the house of representatives of the state of Michigan have witnessed with extreme regret, a disposition manifested in some parts of the state, to treat with disrespect and contempt the acting Governor of the Territory of Michigan, (who was appointed and sent among us by the venerable Chief Magistrate of the United States;) and that the house cordially approve of the result of his exertions to sustain our jurisdiction over the disputed country, against the unwarrantable encroachments of the state of Ohio.

Mr. Niles moved to strike out all of said resolution after the word "States" on the 6th line; which was agreed to.

Mr. Whipple moved that the said resolution be indefinitely postponed; which was agreed to by yeas and nays, as follows:

Yeas—Messrs. Alden, Brewer, Bradshaw, Britton, Crossman, Dodge, Fay, Ferrington, Godfroy, Gidley, Hutchins, O. Howe, G. Howe, Hill, Heath, Hart, Lothrop, Mead, Morse, Mathews, Odell, Smith, Sherman, Strong, Tacles, Ullman, Voorhies, Wheeler, Whipple, Williams, Speaker—31.

Nays—Messrs. Green, Higley, Niles, Richardson, Summers—5.

Mr. Monfore called up the petition from certain inhabitants of Washington, praying for the appointment of Amasa Dally, Esq., to the office of county clerk.

On motion, said petition was referred to the committee on the judiciary.

Mr. Hart, of Lapeer, called up the resolution offered by

him on the 10th, relating to the appointment of a judge of Probate for said county; which was referred to the committee on the judiciary.

Mr. Green offered the following resolution:

Resolved, That the house of representatives instruct their senators and request their representative in Congress to procure, if possible, on appropriation to construct harbors at the mouths of the St. Joseph, Galena, and Kalamazoo rivers, and also for the improvement of the navigation of St. Joseph River.

Mr. Lothrop moved to amend the said resolution by inserting in the last line the following: "also the Kalamazoo River;" which was accepted.

Mr. Hutchins further moved to amend the said resolution by substituting the following in lieu thereof:

Resolved, That our senators and representative in Congress be instructed to exert their influence to procure the passage of a law granting appropriations for the construction of harbors at the mouth of the several navigable rivers of this state, where the construction of the same is practicable, and of such national importance as not to conflict with the salutary rule laid down by the present Chief Magistrate of the United States, in regard to appropriations by the general government for the construction of roads and harbors, and the improvement of navigable rivers.

Mr. Green moved to amend said amendment by striking out all after the word "state" in the 5th line; which was agreed to.

Mr. Lothrop moved to amend said substitute further, by inserting in the last line the following, which was accepted: "provided it shall not be inconsistent with the Constitution of the United States."

The resolution as amended was then adopted, as follows:

Resolved, That our senators and representative in Congress be instructed to exert their influence to procure the passage of a law granting appropriations for the construction

of harbors at the mouth of the several navigable rivers of this state, provided it shall not be inconsistent with the Constitution of the United States.

On motion of Mr. Richardson,

Resolved, That the Governor be requested to communicate to this house, if in his power to do so, a statement in detail of all loans made on behalf of the territory of Michigan, since the year 1830—the specific object for which such loans were made respectively—from whom said loans were made—whether said loans have been applied to the objects contemplated by the laws authorizing the same—whether any part of said loans remain unpaid, and if so, how much—whether any portion of said loans, or any other sum of money belonging to the state, now remains in the hands, or is under the control, of the executive of the state, and if so, how much—together with a detailed statement of all the debts and liabilities of the state of Michigan.

On motion of Mr. Whipple,

Resolved, That our senators be instructed, and our representative requested, to oppose any law that may be introduced in Congress calculated to impair the constitutional and legal rights of the states where slavery exists, excite a spirit of distrust between different portions of the United States, or disturb the harmony of the country.

Resolved, That the senate be requested to concur in the foregoing resolution.

Mr. Ullman, upon leave granted, introduced a bill authorizing the late acting Governor of the territory of Michigan to pay certain sums of money in his hands to the fiscal agent, to be appointed by the legislature; which was read the first second time.

The house then resolved itself into a committee of the whole. Mr. Whipple in the chair, on said bill; and after spending some time therein, the committee rose, and Mr. Whipple reported the same to the house without amendment.

Mr. Whipple moved the suspension of the 22d rule: which

being agreed to, the said bill was ordered to be engrossed and read a third time this day.

The engrossed bill to authorize the late acting Governor of the territory of Michigan to pay certain sums of money in his hands to the fiscal agent, to be appointed by the legislature, being under consideration, was read the third time and passed.

A message from the senate was received, announcing the election of John S. Barry president pro tem. of the senate for the term of one year.

Mr. Whipple moved for the suspension of the 16th rule, and offered the following resolution, which was adopted:

Resolved, (if the senate concur) That both houses of the legislature will meet in the hall of the house of representatives this afternoon at 4 o'clock, and proceed to the election of a treasurer of the state.

The following message was received from his excellency the Governor, by Mr. Pritchette, his private secretary.

To the house of representatives of the state of Michigan.

In answer to a resolution of the house of representatives, requesting the Governor to communicate to that house, if in his power, a statement of all loans made on behalf of the territory of Michigan since the year 1830; the specific object for which such loans were made; whether said loans have been applied to the objects contemplated by the laws authorizing the same; whether any part of said loans remains unpaid, and if so, how much; whether any portion of said loans, or any other sum of money belonging to the state, now remains in his hands, or is under the control of the executive of the state, and if so, how much; together with a detailed statement of all debts and liabilities of the state of Michigan," I am compelled to state, that it is not in my power to comply with the requisition made upon me.

My official connection with the people of Michigan, as the executive of the then territory of Michigan, commenced in July 1835, and I have no information before me exhibiting the

liabilities incurred by the territory of Michigan for the two years previous, under the administration of my predecessor. During the period I had the honor to serve the people of Michigan in the capacity of their territorial executive, the only loan negotiated by me was one of twenty-seven thousand dollars, a statement of which has been exhibited to a committee of the house of representatives, and is now before a committee of the senate. In conclusion I would respectfully suggest, that the treasurer is the officer from whom the information contemplated by the resolution of the house of representatives, should be obtained, as he alone possesses the financial records of the state.

S. J. EVENS T. MASON.

November 13, 1835.

A message was received from the senate, transmitting a bill, which passed that body, to authorize the executive to loan a certain sum of money, and asking the concurrence of the house therein.

On motion of Mr. Whipple, the bill was read the first and second time, and laid on the table.

Mr. Lothrop moved the suspension of the 39th rule; which was agreed to.

On motion of Mr. Whipple, the house resolved itself into a committee of the whole, Mr. Richardson in the chair, on said bill; and after spending some time therein, the committee rose, and Mr. Richardson reported the same to the house without amendment.

Mr. Whipple moved the suspension of the 22d rule, which was agreed to, and the bill was ordered to be engrossed and read a third time to-day.

The engrossed bill to authorize the executive to loan a certain sum of money being under consideration, was read the third time and passed.

On motion, adjourned until 3 o'clock P. M.

AFTERNOON SESSION—3 o'clock P. M.

Mr. Hutchins presented the petition of R. Jackson, a n.

nor, praying the legislature to pass an act authorizing him to convey certain lands described in said petition.

On motion of Mr. Richardson, said petition was referred to the committee on the judiciary.

Mr. Hutchins requested leave of absence for Mr. Godfroy, after to-day, which was granted; and also requested leave of absence for Mr. Gidley, after to-day, which was granted.

A message was received from the senate, transmitting a bill for the payment of the members of the senate and house of representatives of the state of Michigan, and for other purposes, which passed the house, and asking the concurrence to certain amendments made by the senate, which being considered, were concurred in.

Mr. Green requested leave of absence for Mr. Heath, after to-day, which was granted.

On motion, adjourned until to-morrow at 10 o'clock A. M.

SATURDAY, November 14, 1855.

The roll being called, the following members were absent:

Messrs. Brown, Brownell, Fay, Green, Hutchins, Hart, Morse, Niles, Van Every, Williams.

On motion of Mr. Hill,

Resolved, That the clerk of this house call the roll thereof, and as members answer each shall designate the name of his post-office; and that a list of said names with the address of each member be published in the Democratic Free Press.

The following are the names of the members with their respective address:

MONROE COUNTY.

NAMES.	POST-OFFICE.
Alpheus Felch,	Monroe.
Francis Charter,	Lasalle.
Joseph Jackson,	Perrysgrove.
James J. Godfroy,	Monroe.

LENAWEE COUNTY.

Allen Hutchins,	Adrian.
Hiram Deane,	Clinton.

Joseph Wheeler,	Tecumseh.
Darius Mead,	Blissfield.

WASHTENAW COUNTY.

R. C. Morse,	Ypsilanti.
John Brewer,	do.
Rufus Mathews,	Dixborough.
Orrin Howe,	Lodi.
Geo. Howe,	Clinton.
Jas. W. Hill,	Columbia Lake.
Alanson Crossman,	Dexter.

JACKSON COUNTY.

Townsend E. Gidley,	Barry.
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CASS COUNTY.

Joseph Smith,	Edwardsburgh.
James Odell,	Cassopolis.

ST. JOSEPH COUNTY.

Isaac J. Ullman,	Constantine.
Benjamin Sherman,	Centreville.

BERRIEN COUNTY.

C. K. Green,	Niles.
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WAYNE COUNTY.

Peter Van Every,	Hamtramck.
J. P. Fay,	Detroit.
C. W. Whipple,	do.
Ammon Brown,	Nankin.
H. A. Noyes,	Plymouth.
Geo. W. Ferrington,	Redford.
John Strong,	Detroit.
Elias Bradshaw,	Van Buren.

OAKLAND COUNTY.

O. D. Richardson,	Pontiac.
John Niles,	Troy.
L. I. Voorheis,	Lake Elizabeth.
Geo. Brownell,	East Farmington.
John Ellenwood,	Pine Lake.

Hiram Higley, Rochester.

MACOMB COUNTY.

Jacob Summers, Utica.

Isaac Monfore, Ray.

Wm. Tacles, Romeo.

ST. CLAIR COUNTY.

J. S. Heath, Black River.

LAPEER COUNTY.

Alvin N. Hart, Whitesville.

SAGINA, GENESEE & SHIWASSE COUNTIES.

Gardner D. Williams, Sagina.

**UNORGANIZED COUNTIES OF OTTAWA, KENT,
IONIA & CLINTON.**

Roswell Britton, Granville.

CALHOUN COUNTY.

Ezra Convis, Battle Creek.

BRANCH COUNTY.

Hiram Alden, Cold Water.

HILLSDALE COUNTY.

Lewis T. Miller, Moscow.

KALAMAZOO COUNTY.

Edwin H. Lothrop, Schoolcraft.

Cyren Burdick, Bronson.

ALLEGAN COUNTY.

Elisha Ely, Allegan.

On motion of Mr. Ely,

Resolved, That the committee on expenditures be directed to cause locks to be placed on the desks of the members, during the recess of the legislature.

On motion of Mr. Richardson,

Resolved, That Levi Cook, Esq., treasurer of the territory of Michigan, be requested to communicate to this house (if in his power to do so) a statement in detail of all loans made on behalf of the territory of Michigan since the year 1830 the specific object for which such loans were made respect

ively; from whom said loans were made; whether said loans have been applied to the objects contemplated by the laws authorizing the same; whether any part of said loans remains unpaid, and if so, how much; whether any portion of said loans, or any other sum or sums of money belonging to the territory or state of Michigan, now remains in the treasury of said territory, or is under the control of said treasurer, and if so, how much; together with a detailed statement of all the debts and liabilities of the said territory, or of said state on the 2d day of November, 1835.

A message was received from the senate transmitting a bill making appropriations for the year 1835.

Mr. Alden moved the reading of the bill, and that it be referred to a select committee, which was agreed to.

The speaker announced the following as said committee:

Messrs. Richardson, Whipple, Hutchins, Lothrop and Mathews.

A message was received from his excellency the Governor, by the hand of Mr. Pritchette, his private secretary.

To the house of representatives of the state of Michigan.

I have this day approved and filed in the office of the secretary of state, an act entitled "An act to authorize the executive to loan a certain sum of money."

STEVENS T. MASON.

Detroit, November 14, 1835.

A bill was received from the senate for concurrence, entitled a bill to authorize the payment of certain sums of money, into the treasury, also, a bill to provide for the adjournment of both houses of the legislature, and to provide for the meeting of said legislature, in the year 1836, which were concurred in.

Mr. Richardson, chairman of the committee, to whom was referred the bill for making appropriations for the year 1835, reported the same back to the house without amendments.

The 39th rule being suspended,

On motion, the house resolved itself into a committee of

the whole, Mr. Whipple in the chair, on the bill making appropriations for the year 1835.

Also on the bill providing for the adjournment of both houses of the legislature, and provide for the meeting of the legislature in the year 1836, and after spending some time therein, Mr. Whipple reported the above bills to the house without amendments.

Mr. Whipple moved the suspension of the 22d rule, which was carried.

On motion, the said bills were ordered to be engrossed, and read a third time to-day.

The engrossed (as above,) being under consideration, were severally read a third time and passed.

On motion of Mr. Hart,

Resolved, That the house of representatives instruct their senators and request their representative in Congress, to procure (if possible) the passage of an act authorizing a survey and an appropriation for surveying and constructing a military road from Fort Gratiot in the county of St. Clair, via. Lapeer county site, to the Rapids of the Grand River.

On motion of Mr. Ullman,

Resolved by the senate and house of representatives, That the Governor be requested, so soon as the estimates can be obtained of the expenses incurred in sustaining the laws, and the territorial jurisdiction on the disputed territory during the late controversy with Ohio, to forward the same to our senators and representative in Congress, that an appropriation may be obtained during the approaching session of Congress for the payment thereof.

Mr. Ely offered the following resolution, which, on motion of Mr. Lothrop, was laid on the table:

Resolved, That a committee of three members of the house be appointed to report at the next session of the legislature what alterations or additions may be necessary in the existing laws in view of the change from a territorial to a state government, and that said committee be also authorized to re-

port such other changes as may be necessary in the laws, and which may tend to facilitate the business of the house, and further that said committee be authorized to sit during the recess.

On motion, adjourned until 2 o'clock P. M.

AFTERNOON SESSION—2 o'clock P. M.

A message was received from the senate, transmitting a bill entitled a bill to provide for the payment of the officers of the legislature, which after being read,

On motion of Mr. Lothrop,

Resolved, That the house do not concur in the amendments made by the senate, to a bill to provide for the payment of the officers of the legislature and that this house respectfully ask of the senate the appointment of a committee of conference.

Mr. Whipple moved the suspension of the 21st rule, and asked and obtained leave to bring in a bill to provide for the payment of the salary of the Governor.

The following resolutions were received from the senate, and were severally concurred in:

Resolved by the senate and house of representatives, That our senators in Congress are hereby instructed, and our representative requested to procure an immediate appropriation to construct and improve the harbors of the St. Joseph and Kalamazoo rivers.

Resolved, That the capitol, together with its appurtenances be placed under the charge of the joint committee of ways and means, according to the existing rules, during the vacation of the legislature, and that said committee cause all furniture belonging to said building to be placed therein.

Resolved by the senate and house of representatives, That the journals, and other documents, of both branches of the legislature, be deposited in the office of the secretary of state, and that he shall cause the laws and journals of the present session to be published in a pamphlet form.

Agreeably to leave heretofore obtained, Mr. Whipple in-

introduced a bill to provide for the payment of the salary of the Governor, which, on motion, was read the first time.

The 22d rule being suspended,

On motion of Mr. Sherman, the house resolved itself into a committee of the whole, Mr. Lothrop in the chair, on said bill, and after spending some time therein, the committee rose, and Mr. Lothrop reported said bill to the house, without amendment.

The question being upon concurring with the committee of the whole, it was decided in the affirmative, by yeas and nays, as follows:

Yeas—Messrs. Alden, Brown, Bradshaw, Britton, Charter, Crossman, Dodge, Ely, Fay, Ferrington, O. Howe, G. Howe, Hill, Lothrop, Morse, Mathews, Odell, Smith, Sherman, Ullman, Wheeler, Whipple, Williams, Speaker—24.

Nays—Messrs. Brownell, Ellenwood, Higley, Hart, Jackson, Mead, Monfore, Niles, Richardson, Strong, Summers, Tacles, Voorheis—13.

Mr. Richardson moved to strike out \$2000, and insert \$1500, in lieu thereof.

The question being put upon the motion to strike out, Mr. Lothrop called for the yeas and nays, when it was decided in the negative, as follows:

Yeas—Messrs. Brownell, Ellenwood, Higley, Hart, Jackson, Lothrop, Mead, Monfore, Niles, Odell, Richardson, Smith, Strong, Summers, Tacles, Voorheis—16.

Nays—Messrs. Alden, Brown, Bradshaw, Britton, Charter, Crossman, Dodge, Ely, Fay, Ferrington, O. Howe, G. Howe, Hill, Morse, Mathews, Sherman, Ullman, Wheeler, Whipple, Williams, Speaker—21.

On motion of Mr. Richardson, the bill being engrossed and read the third time, passed.

A message was received from the senate, transmitting a bill for the concurrence of the house, entitled "A bill to authorize a certain loan, and for other purposes"—which was read the first and second time.

On motion of Mr. Whipple, that the bill be read the first and second times, and that the 22d and 39th rules be suspended, was agreed to.

Said bill was ordered to be engrossed, and read a third time to-day.

The engrossed bill, to authorize a certain loan, and for other purposes, being under consideration was read the third time and passed.

On motion of Mr. Niles,

Resolved by the senate and house of representatives of the state of Michigan, That the joint committee appointed by the senate and house of representatives, to prepare a memorial to the Congress of the United States, to accompany the state constitution and the application of the state for admission into the Federal Union, be and they are hereby authorized and instructed to prepare and forward the said memorial to our senators and representative, after the adjournment of the legislature.

On motion, adjourned until half past 6 o'clock this evening.

EVENING SESSION—half past 6 o'clock.

Mr. Lothrop, chairman of the committee to whom was referred the bill providing for the payment of the officers of the legislature, reported the same back to the house, with amendments which on motion, was laid on the table.

The following resolution was received from the senate, which was concurred in by the house:

Resolved by the senate and house of representatives of the state of Michigan, That all moneys, that, by laws passed by the legislature, are required to be paid into the hands of the state treasurer, be and the same are hereby, directed to be paid into the hands of Alexander H. McKinstry, fiscal agent of the state during the present session.

A message was received from the senate announcing their concurrence in the bill entitled "A bill to provide for the payment of the salary of the Governor."

The following message was read from his excellency the Governor, by Kintzing Pritchette, secretary of state:

To the House of Representatives of the State of Michigan.

I have this day approved, and filed in the office of the secretary of state, the following acts, viz:

"An act to provide for the payment of the salary of the governor."

"An act to authorize the payment of certain sums of money into the treasury."

"An act to provide for the adjournment of both houses of the legislature, and to provide for the meeting of said legislature in the year 1836."

"An act making appropriations for the year eighteen hundred and thirty-five."

STEVENS T. MASON.

Detroit, November 14, 1835.

Mr. Whipple moved that a committee be appointed by the house, to join such committee as may be appointed by the senate to wait on his excellency the governor and inform him that the legislature is now ready to adjourn, and desire to know if he has any further communication to make before either body.

The chair announced Messrs. Whipple and Richardson, the committee on the part of the house.

The following message was received from his excellency the governor, by Kintzing Pritchette, secretary of state:

To the house of representatives of the state of Michigan.

I have this day approved and filed in the office of the secretary of state, the following acts, viz:

"An act to authorize a certain loan and for other purposes."

"An act to provide for the payment of the officers of the legislature"; and

A resolution authorizing all moneys heretofore directed to

be paid to the state treasurer to be paid to the fiscal agent of the legislature.

STEVENS T. MASON.

Detroit, November 14, 1835.

Mr. Whipple, from the joint committee appointed to wait on his excellency, the governor, and advise him that both houses were ready to adjourn, and desired to know whether he had any further communication to make to them, reported that said committee had performed the duty assigned to them, and received for answer that the executive had no further communication to make to either branch of the legislature.

On motion of Mr. Whipple, the house then adjourned to meet on the first Monday in February, 1836.

MONDAY, February 1, 1836.

This being the day designated for the convening of the adjourned session of the legislature, in accordance with the provision of the act entitled an act to provide for the adjournment of both houses of the legislature, and to provide for the meeting of said legislature in the year 1836, passed November 14, 1835.

The house was called to order by the speaker.

The roll being called, the following members answered to their names:

Messrs. Alden, Brown, Brownell, Britton, Charter, Crossman, Ely, Ellenwood, Ferrington, Green, Hutchins, Hill, Heath, Jackson, Levake, Mead, Mathews, Monfore, Noyes, Odell, Richardson, Strong, Summers, Ullman, Whipple, Convis, (speaker.)

Mr. Richardson, of Oakland, announced Mr. Levake, of Chippewa, as being present, who, after being duly qualified, took his seat.

On motion of Mr. Whipple, of Wayne,

Resolved, That a committee of two be appointed to wait on the senate and inform them that a quorum of the house of representatives have assembled and are ready to proceed to business.

The speaker announced Messrs. Whipple and Green as said committee.

A message was received from the senate, announcing that a quorum of that body was present ready to proceed to business.

Mr. Richardson, of Oakland, offered the following resolution:

Resolved, That a committee of three members be appointed to wait upon his excellency the governor, and inform him that a quorum of this house are convened and ready to receive any communication he may be pleased to make.

Mr. Whipple, of Wayne, moved to amend the same by substituting the following:

Resolved, That a committee of two members be appointed by the house of representatives to join such committee as may be appointed by the senate to wait on the executive and inform him that a quorum of both houses have assembled, and are prepared to receive any communication he may be pleased to make.

On motion, the above resolution and amendment were laid on the table.

A message was received from the senate transmitting the following resolution for the concurrence of the house:

Resolved, That a committee of two members be appointed to act jointly with such committee as may be appointed on the part of the house of representatives, to wait on his excellency the governor, and inform him that a quorum of both branches of the legislature have assembled and are organized, and ready to receive any communication he may be pleased to make.

On motion of Mr. Hutchins, of Lenawee,

Ordered, That the house concur in the above resolution from the senate, and that the speaker appoint a committee of two to act jointly with the committee of the senate, to wait upon his excellency the governor.

The chair announced Messrs. Hutchins and Richardson as

said committee on the part of the house.

The committee appointed to inform the senate of a quorum of the house, being present and ready to proceed to business, reported that they had executed the duty assigned to them.

The committee appointed to wait on his excellency the governor reported that they had executed the duty assigned to them, and had received for answer that he would communicate a message to the house forthwith.

Mr. Hutchins, of Lenawee, announced the presence of Mr. Miller, of Hillsdale, who after being duly qualified took his seat.

IN JOINT ASSEMBLY.

The senate having been conducted to seats in the hall of the house of representatives,

On motion of Mr. Barry, of the senate, that a joint committee be appointed to consist of two members from each house, to wait on his excellency the governor and inform him that both houses are now in convention ready to receive any communication he may see fit to make,

The president of the senate announced the committee to consist of Messrs. Barry and Rumsay on the part of the senate, and Messrs. Noyes and Whipple on the part of the house.

The committee having conducted his excellency the governor to the chair of the speaker, the following message was then delivered to both branches of the legislature:

Fellow citizens of the senate and house of representatives:

It would have afforded me the highest satisfaction, fellow citizens, to have been able to communicate to you, at this time, the favorable result of our application for admission into the union as a member of the national confederacy. Entitled to the right of self-government, by the ordinance and acts from which they received their existence as a distinct political community, the people of Michigan had every reason to expect, that this right would have been acknowledged by Congress at an earlier period of their session. In this just

and reasonable expectation, however, they have been disappointed, and it is with deep regret I am compelled to state, that their application remains without the final action of Congress, and that its ultimate fate is yet unknown.

We can but believe the motives which may govern that distinguished assemblage of American citizens, the Congress of these United States, in the decision they may arrive at, will be pure and patriotic; neither ought we to doubt, but that that decision, when made, will be favorable to our interests and rights. But, while we feel and acknowledge all this, a duty has devolved upon you, fellow citizens, as the representatives of the feelings and determinations of the people of Michigan, which forbids you to contemplate the objects of your session in any other capacity than that of the sworn legislators of the commonwealth. It is made your duty, by the constitution, to guard against any possible infringement of the rights of your constituents, and I feel assured you will meet the charge with all that fidelity and firmness which its importance demands.

The position which Michigan now occupies with the nation, is a peculiar although not a new one in the history of our government. It is that of a people claiming and exercising all the reserved rights and privileges of an American state, and yet excluded from the bonds of the federal union. By every friend of his country, this state of things is deeply to be deplored; and its continuation must lead to the most unfavorable results to our permanent welfare as a nation, as it is calculated to weaken the ties by which the American people are bound together. The great object of your session is to remedy this evil, so far as it can be effected by your councils and advice, without the surrender to the general government or to others, the natural as well as sacred compact rights of the people whom you represent.

The work before you then, is one of the most vital impor-

tance to the nation and the state, and is of a character which demands your gravest consideration. The proceedings which have been adopted in the effort to secure us the privileges of self-government, have resulted from the deliberate action of the people of Michigan; and the decision of that people cannot be tamely abandoned. No event therefore could fill them with greater anxiety than that which your session creates, for it is to your wisdom, firmness and decision, that our fellow citizens look for that support which is to bear them triumphantly through the embarrassments which now surround us, and advance them on the pathway of happiness and prosperity to which our rising commonwealth is destined.

It may not prove unimportant to a correct understanding of the position which we occupy, that I should briefly trace the measures and proceedings which have been adopted by your constituents, in the establishment of their state government, and in their efforts to obtain admission into the union as one of the states of the American confederacy.

Under the impression, that the then territory of Michigan possessed a population sufficient to justify an application for her admission into the union as a state, the legislative council in eighteen hundred and thirty-one passed a law taking by a direct vote the judgment of the people on the expediency of forming a state government. The result of this vote was an almost unanimous expression in favor of a state government. Anxious, however, to secure the approbation and support of the general government in the effectuation of so desirable a measure, petitions were for several years presented to Congress, asking the passage of a law by that body, authorizing the people of Michigan to form a permanent constitution and state government. These repeated applications were, however, unsuccessful, not receiving the action of Congress.

Deeming the wishes of their constituents to be neglected,

and their just rights denied them by Congress, the legislative council directed the enumeration of the inhabitants of the territory of Michigan to be taken in the year eighteen hundred and thirty-four. The returns of this enumeration exhibited a population of nearly one hundred thousand, being equal to the ratio for two representatives in Congress, according to the federal apportionment. Application was again renewed to congress by the legislative council, asking for Michigan the same liberality as had been extended to all the new states when admitted into the union, with less than one half her population, and these petitions, notwithstanding our greatly increased number of inhabitants, were again disregarded.

Wearied with making repeated applications, and having no reason to believe that the policy of congress would be changed, the legislative council in obedience to public sentiment, and by virtue of an authority derived from the irrepealable ordinance of 'seventeen hundred and eighty-seven, on the twenty-fourth day of January, eighteen hundred and thirty-five, passed "an act to enable the people of Michigan to form a constitution and state government." The convention under this law met in May of the same year, and the result of their labors was the state constitution under which you are now assembled. A question has arisen as to the right of the people to adopt this constitution without the previous authority of congress, and with it is consequently involved the power of the legislature to enter into the enactment of laws at their present session. It will be my duty, fellow citizens, to submit to you the result of reflections on this subject, without permitting myself to direct in measures which are exclusively within your province, as the legislative department of the government.

Most of the states that have been admitted into the union since the adoption of the federal constitution, had received the previous assent of congress by a law enabling the people

to form a permanent constitution and state government.— This power to admit new states, was derived from the provision of the federal constitution, which declares that new states *may* be admitted into the union. The power here given congress, strictly construed, was intended to apply to cases where new states were to be formed out of the territory *acquired by the United States after the adoption of the federal constitution*. Under the old articles of confederation, the vote of nine states was required to admit a new member into the confederation. In the convention to form the federal constitution, this power of admitting states was one of the questions attended with the greatest difficulty in its adjustment; the other question was, the basis of representation in congress. To such a degree had the divisions on these subjects extended, that the convention were several times on the eve of an adjournment without accomplishing any thing. The congress of seventeen hundred and eighty-seven were then in session, and the states having then ceded to the United States their western lands, all eyes were turned to that region from which it was considered that many new states were ultimately to arise. The passage of the ordinance of July thirteen, seventeen hundred eighty-seven, by which slavery was excluded from the northwestern territory, and the right of the states to be formed out of it, to admission into the union secured on the happening of a certain contingency, settled these perplexing questions as to *the then territory of the United States*.

It was the adoption of the ordinance of seventeen hundred and eighty-seven that chiefly led to the compromise which gave a favorable result to the labors of the convention, and that ordinance may be considered as it were a part of the federal constitution itself. The provisions of this ordinance were well understood by the members of the convention, and in all cases where those distinguished individuals have been

required to act upon questions involving the powers to be derived from the articles of the compact, a construction has been given to those articles similar to that which is now claimed by Michigan. The facts stated are drawn from the history of the government.

A more distinct understanding of the subject may however be derived, by an examination of the proceedings of congress about the period to which our attention is directed.— The cession by Virginia was made in seventeen hundred and eighty-four, at which time congress had passed a resolution for the government of the territory ceded by the states to the United States. A leading provision of this resolution declared, "that whenever any state shall have acquired twenty thousand free inhabitants, on giving proof thereof to congress, they shall receive from them *authority with appointment* of time and place to call a convention of representatives, to form a permanent constitution for themselves."

Here it was expressly required, that an authority should be first obtained from congress to enable the state to form a permanent constitution. Virginia however having at the instance of the federal government, altered her cession in conformity with the fifth article of the ordinance of seventeen hundred and eighty-seven, so as to form in the territory ceded by her not less than three nor more than five distinct republican states, the provisions of the resolution of seventeen hundred and eighty-four ceased to have force in the north-western territory. The absorbing question of admission of new states occupying the attention of the federal government at the time of the repeal of the resolution of seventeen hundred and eighty-four, the conditions of their admission were changed, and by the fifth article of the ordinance it was expressly declared, "that when any of the said states shall have sixty thousand free inhabitants therein, such state shall be admitted by its delegates into the congress of the United

States, on an equal footing with the original states, in all respects whatever; AND SHALL BE AT LIBERTY TO FORM A PERMANENT CONSTITUTION AND STATE GOVERNMENT."

This guarded provision was evidently introduced for the purpose of securing to the people of the northwest territory the privileges of self-government by a designated period, and beyond which time they were not to be subjected to the discretionary control of congress; the time designated was also to be ascertained on the *happening of a certain contingency*. The resolution of seventeen hundred and eighty-four required the previous authority of congress before any of the states were at liberty "to form a permanent constitution and state government." It was seen by the framers of the ordinance that this unrestricted power in congress, would, in times of high party excitement or sectional jealousies, operate as a perpetual barrier to the admission of the new states, and it was for the purpose of remedying the dangerous evil, that the right of admission into the union and the liberty to form a permanent constitution and state government, were secured to the people of the northwest territory whenever any of the states possessed a population of sixty thousand free inhabitants. Authority was at the same time given to congress to admit these states at an earlier period, so far as might be consistent with the general interest of the confederacy. This power was transferred to the federal constitution; but in the event that congress should not deem it fit to exercise this right when asked at their hands by the states, it was ordained that the people of the states might of themselves assert the right of self government on the happening of the contingency provided in the ordinance.

If the principle is correct that the provisions of the ordinance of seventeen hundred and eighty-seven are inoperative without the sanction of congress to form a permanent constitution and state government, then are the people of Michi-

gan in substance, forever deprived of the right of self-government, and left under the discretionary control of the sovereign will of congress. If with a population of one hundred and fifty thousand inhabitants, we are now to be denied the right of self-government, we could have no right to expect it, even though we might boast "a million of freemen." Such a construction given to the ordinance of seventeen hundred and eighty-seven, would have reduced the people of the northwest territory to the condition of vassals of the general government, and would have rendered the states to be formed therein, the mere dependencies of a federal head. It is an abuse of this power if conceded by us which should be feared, and we are not to yield it to congress because patriotic and virtuous men now direct the councils of the government. A vigilant regard for our rights should teach us, that power once surrendered is seldom if ever recovered, and that although exercised with forbearance at first, it may become ultimately oppressive. Instead of permitting the force of the state government to be lessened or injured, it is our duty as far as we can to see them strengthened, for it is to their increase and strength, "that the American republic will owe its firmness and duration."

The act of congress of January 11th, eighteen hundred and five, erecting the territory of Michigan into a separate government, secured to the people of this state "all the rights, privileges and immunities granted and secured to the people of the territory of the United States northwest of the river Ohio by the ordinance of seventeen hundred and eighty-seven." Among the rights thus secured, is the sacred privilege of admission into the union as a state, and also the liberty to form a permanent constitution and state government, "whenever our population should equal sixty thousand free inhabitants. This contingency has occurred, and Michigan has performed the act which places her beyond the legitimate control of the general government, in relation to all the reser-

ed rights of an American state. In doing this, she has followed a precedent established by a state of the union. In seventeen hundred and ninety-four, Tennessee, by virtue of the fifth article of the ordinance of seventeen hundred and eighty-seven, formed a permanent constitution and state government, without the previous authority of congress, and was admitted into the union as an independent state. At that period, Virginia, North and South Carolina, states most interested as parties to the compact of seventeen hundred and eighty-seven, by their representatives in congress, contended that the proceedings of Tennessee were just and legitimate. The delegates from these states included, among their numbers, many of the most conspicuous members of the federal convention, and also of the congress of seventeen hundred and eighty-seven, which framed the ordinance; and their votes should be conclusive of the rights given to the new states by that instrument, as the intentions of congress at the time of its adoption must have been understood by them.

The precedent of Missouri is also one in some respects analogous to the present position of Michigan. It was then established as a fundamental principle of our government, that "when a people are authorized to form a state and do so, the trammels of their territorial condition fall off, and they have performed the act which makes them sovereign and independent." Missouri derived her authority from the ordinary act of congress, and although excluded from the union for more than one year, her territorial government ceased on the adoption of her constitution, and she became vested with all the rights of state sovereignty. The act of congress left no power in the general government to recall the authority delegated to the people of Missouri, or to remand them back to a territorial condition. If the rights vested in the people of Missouri were deemed inviolable by congress, can it be supposed that those held by the people of Michigan under a solemn "compact, declared to be unalterable except by common consent" will be considered less sacred.

The provision of the ordinance of seventeen hundred and eighty-seven under which the people of Michigan claim their right to form a state, admits of but one construction, and can convey but one meaning. Its language is plain: "whenever any of the states shall have sixty thousand free inhabitants, such state SHALL be admitted into the union on an equal footing with the original states, and SHALL BE AT LIBERTY to form a permanent constitution and state government." The population of Michigan exceeding sixty thousand free inhabitants, she is authorised to form a state; the trammels of her territorial condition fall off; and she has performed the act which makes her sovereign and independent.

The essence of freedom is self-government. Of no rights should the people be so tenacious as those which are political. Under the constitution and laws of the land, we are secured in the exercise and enjoyment of our personal rights. The moment the national legislature vests in the citizen his land or other property, his possession becomes absolute and it is protected by the tribunals of the country. The rights and privileges of a petty corporation secured to them by law, are held sacred and inviolable. Are not the political rights of a community of freemen equally to be observed and protected? Are the privileges of self-government derived from nature and secured by compact now to be denied us? The faith of the nation is pledged for the observance of this compact.—That faith once violated amongst ourselves and it will be in vain to demand a respect and obedience to the laws. The confidence of the people is the greatest security by which the government can act. It rests for its support upon their affections, not their fears; its strength is moral, not physical. Let us then beseech the general government, with that patriotism and wisdom which now and has ever distinguished its councils, to weigh well the grave question before them. It involves considerations above the interests of a day.

The articles of the ordinance of July thirteenth, seventeen hundred and eighty-seven, are declared to be "articles of

compact between the original states, and the people and the states in the territory ceded by Virginia, and to be FOREVER UNALTERABLE—except by common consent.” Michigan is one of the parties to this compact. The government of the United States is bound by the most solemn forms to fulfil the obligations of the compact; a compact which from its provisions carries with it all the weight and binding force of a treaty. Treaties are held most holy and sacred among all nations, and that government is justly marked with infamy which violates its faith. The general government are now called upon to redeem their pledge. No just reason exists by which they can be released from its binding force. The language of the compact of seventeen hundred and eighty-seven is explicit; but if tortured into doubt, the first principles of international law declare, “that in all doubtful cases treaties shall be construed in favor of these for whose benefit they were made.” The compact of seventeen hundred and eighty-seven was made for the government and benefit of the inhabitants of the territory of the United States northwest of the river Ohio, of whom the people of Michigan constitute a portion. The general government are then required to fulfil the pledge for the admission of Michigan as a state, and preserve from pollution our hitherto unsuspected and unstained government.

If there ever was a time when this nation ought to set an example of good faith it is now, when we are involved in an unsettled controversy with a foreign power. This controversy involves all the principles which are now called in question by the ordinance of seventeen hundred and eighty-seven. The eyes of the civilized world are upon us, and it is trusted and believed, that our government will not violate that law which they demand others to observe. The character of the proceedings of France has been pronounced by the indignant voice of the nation with an unanimity not to be mistaken, and seldom if ever equalled. Our national faith has never been suspected or violated, and we may hope that

it is not to occur for the first time with our own citizens. On the contrary we may trust that the general government by a fulfilment of its obligations with the people of Michigan, will give a pledge to the world, that the United States will as eagerly protect honor from the suspicion of violated faith, as from the insults and injuries of foreign aggressors. A manly sense of national dignity has been inspired by our controversy with France, which if encouraged by every department of the federal government, cannot fail to become the sure foundation of national prosperity and glory.

The incidental question of boundary has been connected with our application for admission as a state, and seems to be attended with some difficulty of adjustment. It is alleged by the parties interested, that the boundaries of Michigan as designated in her state constitution, encroach upon those claimed by the states of Ohio and Indiana, and that Michigan should not be admitted until she yields all claim to the territory involved in dispute by this confiction of boundary. The objection is not tenable. The act of congress of January eleven, eighteen hundred and five, by which Michigan received her political existence, described our southern boundary in conformity with the ordinance of seventeen hundred and eighty-seven, and designated it, to be "a line drawn east from the southerly bend or extreme of Lake Michigan until it shall intersect Lake Erie." Our state constitution embraces this boundary. The state of Indiana claims and exercises jurisdiction north of this line under an act of congress; Ohio claims by her own will and power. In the case of Indiana it is contended, that her boundaries have become vested under the act of eighteen hundred and sixteen, authorizing her citizens to form a constitution and state government. If this argument is entitled to weight with congress, may it not be asked if the vested boundaries of the people of Michigan under the act of eighteen hundred and five, are not entitled to equal consideration. By the ordinance of seventeen hundred and eighty-seven and the act of eighteen hundred and

five, our boundaries are designated as claimed by us, and the right of admission as a state is expressly authorized and secured when our population should equal sixty thousand free inhabitants. It was the people of that part of the territory of the United States lying north of the east and west line drawn through the southerly bend or extreme of Lake Michigan, and none other, who were authorized on the happening of this contingency to form a permanent constitution and state government. The boundaries of the territory thus set apart, became absolute and fixed and congress reserved no power to alter them.

In eighteen hundred and sixteen, when Michigan was unrepresented in congress, the then territory of Indiana procured the passage of a law encroaching upon and violating the boundaries of the territory of Michigan, as established by the compacts of seventeen hundred and eighty-seven and eighteen hundred and five. This legislation was inadvertent on the part of congress, and was urged for the purpose of secretly securing to Indiana the mouth of the St. Joseph river on Lake Michigan, the line designated in the law being supposed to include the mouth of that river. Had Michigan been represented in congress, or had the question been agitated, it is not to be believed that our boundaries as established by the act of eighteen hundred and five, would have been encroached upon or attempted to be altered.

If then the error first originated with congress, it may scarcely be deemed competent for that body to cancel an act of injustice, by a repetition of injury. The act of eighteen hundred and five was passed eleven years previous to that of eighteen hundred and sixteen, and if their provisions conflict with each other, it is not within the province of congress to determine upon the constitutionality of its own measures.— There is another tribunal of the country which holds the exclusive cognizance of such cases. Acts of congress can never quiet claims to vested rights. Additional legislation by congress on the subject of boundary, can never bar a right of

appeal to the supreme court. The admission of Michigan as a state, will hasten this appeal in all cases where we may believe our rights have been violated, and instead of the angry and unhappy controversies attending upon our exclusion from the union, the question at issue will be amicably adjusted in the peaceable mode pointed out by the constitution.

In reference to the claims of the state of Ohio, we have nothing to yield, but will endeavor to maintain our jurisdiction, awaiting patiently the decision of the constitutional tribunal. It may, however, be remarked, that the territory in dispute not having been confirmed to Ohio *previous* to the formation of the constitution of Michigan, it has become a legitimate part of the *state of Michigan*, and the question is taken from the hands of congress; it constitutes legally a part of the territory of the state in conformity with the act of eighteen hundred and five, and any attempted legislation of congress to bestow it upon Ohio, on bare questions of expediency would be unauthorized and unconstitutional. If the territory in contestation does not *legally* belong to Ohio, the time has passed when congress have a right to present it to her as a gift, on the exclusive ground of expediency. The rights of the people of Michigan are held by no such slender tenure.

The claim of Indiana, however, is of a different character, and merits graver consideration. She holds the territory under an act of congress, and has exercised jurisdiction over it since the time of her admission as a state. It has never been the intention of the people of Michigan, to attempt the extension of jurisdiction over this territory, unless sustained in the act by the previous decision of the supreme court of the United States. If they had the strength enabling them to effect it, they have seen the reprobation of the nation stamped too plainly upon a precedent before them, to justify on their part the premeditation of such a measure. As I have before stated, the supreme court alone can quiet our claim, and the people of Indiana hazard nothing by awaiting

that decision, provided Michigan pledges herself not to attempt, in the mean time, the interruption of their possession. If the decision of the court should be against Indiana, that patriotic state will yield to the constitutional decrees of the country; if in her favor, she loses nothing by our admission as a state.

It is then a spirit of forbearance, and with an anxious solicitude for the tranquility and happiness of the country, that I wish to call your attention to this subject. I am not aware that the ordinance attached to our state constitution, gives to our representatives elected to congress, any authority to consent to a change of our boundaries. A strict construction of the provisions of this ordinance, would seem to forbid such a delegation of power. It is competent, however, for the legislature to pass a declaratory act, pledging the faith of the state, in as binding a form as their powers will admit, that no law shall be passed by Michigan intended to interrupt the possession of Indiana, until authorized by the decision of the supreme court, or by a compromise between the parties interested. Legislation of this character is not without a precedent, and if adopted should certainly remove the objections entertained by any portion of congress, so far as the interests of Indiana may be involved in the question of our admission as a state.

When Missouri formed her state government in eighteen hundred and twenty, one of the fundamental articles of her constitution vested in the legislature, power to pass laws preventing the emigration of free blacks into the state. This provision of her constitution was objected to by congress and her admission into the union delayed on that ground. On the twenty-second of March eighteen hundred and twenty-one, a joint resolution passed both houses of congress, and was approved by the president, providing for the conditional admission of Missouri. The resolution provided, that Missouri should be admitted into the union on an equal footing with the original states, upon the fundamental condition, that

the objectionable clause of the constitution "submitted to congress on the part of said state, should never be construed to authorize the passage of any law, and that no law should be passed in conformity thereto:" "Provided the legislature of the said state, by a solemn public act, shall declare the assent of the said state to the fundamental condition" as stated.— This resolution was submitted to the legislature of Missouri in the month of June, of the same year, and the proposition from congress therein contained, was accepted and made known by a public legislative act. The act of Missouri having been received by the president, he issued his proclamation in pursuance of the resolution of congress, declaring the admission of the state into the union to be complete. The objectionable feature in the constitution of Missouri remains to this day an article in that instrument of government, and no legislation has ever been adopted in conformity with the power there conferred.

I have thus fellow citizens submitted to you the views which have occurred to me, relating to the important interests of your session. That we cannot again be subject to a territorial condition is my firm and deliberate conviction.— In the expression of that conviction, I believe I am sustained by a majority of my fellow citizens. It is however by the constitution wisely committed to the legislature to determine, whether the organization of our state government shall be completed at this time, or shall await the further action of congress on the subject of our admission. In either event it is my duty to make known to you fully, the sentiments of the executive on such subjects as may be brought before you in the progress of your future deliberations. Should you adjourn to another day, awaiting the decision of congress, it will give time for reflection, and afford you an opportunity to consult the wishes of your constituents on the different subjects, which may be embraced within the recommendations of the executive. It is with such views, that in obedience to the constitutional injunction, I proceed to recommend for

your consideration, such measures as are important to the immediate interests of the state.

Among the first subjects which will naturally occupy your attention as the representatives of a new state, will be that of internal improvements. The natural advantages of Michigan for the purposes of commerce and agriculture are not exceeded by any state of the union, and too much of your attention cannot be bestowed in maturing a prudent and judicious system of legislation for the developement of those resources of wealth. The constitution enjoins upon the legislature the encouragement of this branch of our state policy; and it is made their duty, "as soon as may be, to make provisions by law for ascertaining the proper object of improvement, in relation to roads, canals, and navigable waters."—The spirit and enterprise, which has arisen among our citizens, if fostered and encouraged by the state, cannot fail to lead to lasting prosperity. Your liberal legislation should embrace within its range, every section of the state. No local prejudices or attachments should misdirect the equal liberality with which you should guard the interests of your constituents. The wealth of the state must be composed of the individual wealth of its citizens, and in this respect no portion of them are independent of the other.

In obedience to the constitutional provision, which requires you to provide for an equal, systematic and economical application of the funds that may be appropriated to objects of internal improvement, I would suggest for your consideration the propriety of the appointment of a competent engineer, commissioner, or board of commissioners, as may be most conducive to the end contemplated, whose duties shall be regulated by law, and who shall be required at each session of the legislature, to report the result of such investigation as may have been previously directed. The appointment of the first named officer would probably meet the object in view, and would certainly prove most economical, as his duties might be diversified as the interests of the state

should require. Through this medium the most desirable and practicable works of internal improvements will be brought before the legislature, matured for their action—preventing the hasty undertaking of useless, if not impracticable projects, and directing the energies and resources of the state in such channels, as will be productive of the greatest good to the greatest number of our fellow citizens.

The fourth section of the ordinance attached to the state constitution, embraces a proposition to congress for a donation of lands for purposes of internal improvement, the proceeds of the sale of which it is declared, "shall be appropriated to aid in constructing one or more rail roads or canals across the peninsula from Lake Erie or Detroit river to Lake Michigan, and also to aid in the construction of such other roads and canals, and in the improvement of such rivers as the legislature may direct." This donation when obtained as it certainly must be, if urged upon the liberality of congress, will afford a fund ample to give effect to our plans of internal improvement; and so important is it to the interest of the state, that I would suggest the propriety of calling the immediate attention of congress to the subject. The government have heretofore extended a liberal and fostering hand to all the new states admitted into the union. Large donations of lands have at different periods been made to them, for the purpose of effecting their systems of education and internal improvement. No just reason can be urged why the same liberality should be withheld from Michigan. The United States have drawn from us a large amount of revenue by the sale of public lands. These lands are daily decreasing, and with the rapid immigration to the state, and the extensive purchases of speculators, Michigan must soon be deprived of her just heritage, unless she is admitted as a state during the present sitting of congress, or donations otherwise secured to her. It is but a short period when all the valuable lands in the peninsula of Michigan, will be placed beyond the reach of congress. I deem it therefore highly important, that you

should present the subject fully to congress at their present session, and ask that the portion of lands due Michigan should be secured to her without further delay.

Our citizens have already designated, and through their individual enterprise with a zeal highly commendable, have undertaken the construction of several important rail roads. While it is the duty of the legislature, to afford every aid in their power to facilitate the construction of these important works, it is also desirable, that they should never be beyond at least, the partial control of the state. So important is their construction to the permanent interest and prosperity of the state, that I would recommend the passage of a law, authorizing a subscription in behalf of the state, to a large amount of the capital stock vested in the companies which have these roads in the progress of completion. I am satisfied that a sufficient loan for this purpose may be effected on the faith of the state, by offering a comparatively trifling commission to the banking houses of the eastern cities for its negotiation. At least, the importance of the measure will justify the effort. The lands which must be obtained by Michigan from congress, for purposes of internal improvement, if guarded with a prudent husbandry, would enable us to extinguish the debt contracted; and ultimately become a source of additional revenue to the state.

So manifestly important is the subject of internal improvements, that I feel it unnecessary to urge it more fully upon your consideration. Our sister states are alive to this branch of their domestic policy, and an enlarged spirit of enterprise has recently arisen, which justifies the belief, that a union and connection will soon be effected, among all the great internal improvements of the country. It is to be hoped that the day is not far distant when Michigan will be permitted to participate in this grand undertaking. An undertaking which will unite our interests, and annihilate the space which has created and kept alive local prejudices and feelings among the different sections of the union; and which by extending

the veins of internal improvement throughout the body of the confederacy, will concentrate our affections in the great heart of the republic.

The receipt of the treasury during the year eighteen hundred and thirty-five, amounted to ten thousand five hundred and ten dollars. The current and ordinary expenses during the same period, were eleven thousand and eighteen dollars exhibiting a balance, together with local loans against the treasury, of nineteen thousand four hundred and ninety-five dollars. Under the law of November last, authorizing a permanent loan of one hundred thousand dollars to meet this debt, and for other purposes, a negotiation has been entered into, the result of which will be communicated to you by a special message. All the ordinary expenses of the state government must now be met by taxation upon our fellow citizens, and it will readily occur to you, that a wise system of legislation will abstain from placing this burden upon the people beyond the absolute wants of the government. It will be your duty to substitute a rigid economy in the place of taxation, and to refrain from all expenditures which are not necessarily demanded by the interests of the public. For many years the heavy expenses of the state, in the completion of important and essential state improvements, must be sustained and accomplished by loans on the credit of the state.— This is preferable to immediate taxation, for as our population and wealth increases, the burden of taxes will be more distributed, our means greater, and will be less felt by the people. Loans must, for the present, be resorted to necessarily, and you will find our credit only to be maintained, by method in conducting our financial concerns, economy in our expenditures, and punctuality in our contracts. These are subjects which should claim your rigid scrutiny and attention. No loan should ever be negotiated without a provision being first made for a ready and certain payment of the interest on the debt contracted, and for the redemption of the principal, by a separate and distinct fund created for that purpose.—

Without punctuality in the fulfilment of our obligations, the credit of the state would soon be prostrated; with it, it is easily sustained.

Ours is said to be a government founded on intelligence and morality, and no political axiom can be more beautifully true. Here the right of all are equal, and the people themselves are the primary source of all power. Our institutions have levelled the artificial distinctions existing in the societies of other countries, and have left open to every one the avenues to distinction and honor. Public opinion directs the course which our government pursues; and, so long as the people are enlightened, that direction will never be misgiven. It becomes then your imperious duty, to secure to the state, a general diffusion of knowledge. This can in no wise be so certainly effected, as by the perfect organization of a uniform and liberal system of common schools. Your attention is therefore called to the effectuation of a perfect school system, open to all classes, as the surest basis of public happiness and prosperity.

The constitution declares, that the legislature shall provide a system of common schools, by which a school shall be kept up and supported in each school district at least three months in every year; and it also provides for the appointment of a superintendent of public instruction, whose duty it shall be to direct and superintend said schools. Our school fund will be ample for all our purposes, if the lands are properly managed, and I would direct your immediate attention to that branch of the subject. Under the direction of the government, section sixteen in each township is reserved for schools, and under the act of congress of January twenty, eighteen hundred and twenty-six, seventy-two sections of land are reserved for the use and support of the University of Michigan. Forty-nine sections of the university lands have been located, and consist of some of the most valuable tracts on the peninsula of Michigan. I would suggest that the proper authority be requested to make the remaining locations. Those loca-

tions, if judiciously made, will, when brought under the control of the state, place the university of Michigan among the wealthiest institutions of the country; and under a proper direction render it an ornament and honor to the west.

The organization of the judiciary department of the government, and the revision of the laws will doubtless occupy much of your time and attention. A supreme court is established by the constitution leaving to the wisdom of the legislature, the organization from time to time of such inferior courts as the public interests and convenience may demand. You have before you fellow citizens the judicial systems of the different states which have been tested by experience, and it would be unnecessary, if not supererogatory in me to recommend for your adoption, any specific system. I may, however, be permitted to suggest, that our jurisprudence might be simplified without detriment to the public.

It may justly be a matter of curious speculation, that in a government like ours, known to be admired for the simplicity of its institutions, we are yet surrounded by the dark and hidden mysteries of the law. In the science of government, and in all the arts, improvements have been made; while in the science of law, we remain stationary, and are compelled to refer to the remotest antiquity of England, for rules, by which to decide the simplest questions of right and wrong between citizen and citizen. I am aware that the learned profession, generally object to any inference with this long established usage, urging, that if it possesses evils, they are evils incident to all the works of man; and that any attempt to remove its useless branches would be attended with danger to the whole system. I would not have the remedy the work of a day. The time must perfect it; and if the evils cannot be entirely removed, they may at least be partially remedied. I would begin by degrees to lop off useless branches and with periodical revisions, our laws may at least be understood by others than those, who have made their interpretation a profession. The remark applies to all classes of society, for

no man however elevated his position, without the labor of years, can understand the common and statute law of the country. Like the ancient tyrant, we place our tables beyond the reach of the people, and although unable to inspect them, they are subjected to their penalties. Few men can now determine by what mysterious rules, his rights are adjusted. The purity of the bench and long established custom, command his respect and submission to the decrees of the court, yet the citizen stands a silent, obedient, but ignorant and wondering spectator of its proceedings. I have made these suggestions, that your attention might be called to the subject; I leave it fully satisfied, that in the legislation you may adopt, you will be guided by the best interests of your constituents.

One of the greatest evils under which the public are now suffering, is the want of an improved and regular penitentiary system. To such an extent has this evil grown, that the ends of justice are entirely defeated, by the want of the necessary and proper buildings for the confinement of criminals. The great object of the law in inflicting a penalty for the commission of crime, is the reformation of the offender. At present, however, this end is worse than defeated. Crowds of criminals collected within the narrow precincts of your jails, in constant communication and association with one-another, become deeper and deeper steeped in corruption. The place of reformation is made the school of vice; and the minor offender becomes the ready pupil of the hardened villain.

Man is a social being, and the society of his fellow man is essential to his happiness. Until deprived of this source of pleasure, the condemned criminal will never realize the degradation to which he has fallen. Solitary confinement can alone awaken the expiring spark of morality and virtue; and the meditations of solitude communing with a guilty and upbraiding conscience, may ultimately overcome the dominion of vice.

Our contiguity to the province of Upper Canada, will al-

ways subject us to the depredations of fugitives from other states. The evil is constantly increasing, and strengthens the demand for reformation in our penitentiary system. The general government are equally with us interested in this subject, as the numerous violations of the laws of the United States, constitute one half the criminal prosecutions of our courts. In all such cases the United States are a party, and it is with a view that they should bear a portion of the burden, I would recommend, that an application be made to congress for a donation of lands to aid in the erection of a penitentiary, competent to meet the requisitions of society. I cannot believe that congress would refuse, if made, a petition so reasonable and just.

The recurrence of the election of president and vice president of the United States, during the present year, will suggest to you the passage of a law for the choice of electors to represent the sentiments of the state, in the event that we are permitted to participate in the election of those high and important officers. The mode adopted by the states for the choice of electors, is either a vote by the people by districts, a vote by general ticket, or by the legislature. The general ticket system is the one most usually adopted, is the safest, and most in conformity with the spirit of our institutions. Power can be nowhere trusted with so much safety, as with the people themselves. The substitution of intermediate bodies in the expression of their will, is, to say the least, unnecessary, and should therefore be brought as near home to them, as circumstances will permit. Those representing the people are sometimes liable to the influence of intrigue and corruption; but the great body of the people never are, and will best represent their own will.

Among the numerous acts of legislation which you will be called upon to consider, none will require greater deliberation than those of incorporations. The constitution has wise-

ly ordained, that the legislature shall pass no act of incorporation unless with the assent of at least two thirds of each house. This guard in the constitution is of itself evidence of the care and caution, with which the power conferred should be exercised. It is a question in my mind, whether corporate powers should ever be extended to associations in ordinary trade. That branch of industry may be considered most thriving, when left free to individual enterprise.

In all cases of applications for charters for banking purposes, the most prudent care should be exhibited by the legislature. It is a difficult point to arrive at in legislation on this subject, where the issue of paper as a circulating medium, will answer the convenience and demands of the public, without deranging the currency, and endangering the prosperity of the community for whose benefit it is intended. Gold and silver have by common consent been made the representatives of every species of property. Bank notes are but the representatives of gold and silver, and derive their value from this basis. Excessive issues of notes are calculated to engender over trading in the community, drive the metallic basis from the country, and are apt in case of sudden emergencies in the money market, to be attended with consequences disastrous to the public. In arriving at just conclusions on this subject, we need not consult the theories of political economists, but refer to the practical history of the country as it is presented before us.

The importance of an immediate extinguishment of the remaining Indian title within the peninsula of Michigan, will readily occur to you. The history of this unfortunate race should excite our sympathies, and it is but justice to them, that they should be removed to a quarter where secure from the encroachments of the whites, they may be left free, to follow their own pursuits of happiness. The tide of immigration which is now setting in towards Michigan, must over-

flow those tribes within our borders; and the history of the southern states should warn us against the occurrence of similar events in our own. This can only be prevented by the removal of the source from which the evil must certainly flow. I would therefore suggest that an application be made by the legislature to the general government, requesting an appropriation for the purpose, and the appointment of commissioners to negotiate with the Indian tribes, for all their remaining lands within the peninsula. The Indians themselves are now prepared for this measure, and the opportunity presented should not be lost.

I have received from several of the southern states, proceedings of their citizens and legislatures, calling the attention of the other states, to the exciting question of the abolition of slavery. With the abstract merits of slavery you have nothing to do in your legislative capacity. Let it be for good or for evil, the south is not to be made responsible for its existence; it is a stream which emanated from the fountain of kingly power while under the mother country, and has now become united with our political system. The federal constitution has left its regulation among the reserved rights of the states, and it cannot by any implication of power be delegated to the general government. If slavery be a curse to the states in which it exists, time and their own experience will correct it; if a blessing, it is their right, and cannot be taken from them. But in a government like ours, where public sentiment directs its course, it becomes the duty of the people through their representatives, to manifest their sentiments upon all questions of public interest, and more especially upon those which agitate and interrupt the tranquility of the country. It is with this view, fellow citizens, that I call your attention to this alarming subject; a subject perhaps involving our permanent existence as a united nation, and I trust you will meet it impressed with the sensibility, "that a

government held together by the bands of reason alone requires much compromise of opinion."

In conclusion, fellow citizens, permit me to hope, that unity of action and harmony of feeling will characterize your deliberations. The position in which we are placed towards the general government, is deeply to be regretted. But it is one of necessity, not of choice. We are not engaged in encroachments upon the rights of others, but in maintenance of our own. The right of self-government is derived from nature, has been secured to us by the plighted faith of the nation, and we have only claimed it after the most patient forbearance, when every other hope had been extinguished.—The people of Michigan have asserted the right, and it is not to be believed they will shrink from the measures they have adopted. They commit their cause to the even handed justice of that Being who doth no wrong, earnestly beseeching Him to prosper the labors of those to whom they have confided their hopes and interests, and to awaken the minds of those who direct the councils of the nation, to that sense of justice which will open to our infant state the temple of the republic.

STEVENS T. MASON.

Detroit, February 1, 1836.

After the reading of the same, on motion of Mr. Barry of the senate, the convention then adjourned.

HOUSE OF REPRESENTATIVES.

On motion of Mr. Whipple, of Wayne,

Resolved, That one thousand copies of the message of the governor be printed in the English language, and one hundred and fifty copies in the French language; for the use of the members of the house of representatives.

Mr. Whipple, of Wayne, offered the following resolution:

Resolved, That the proprietors of the Democratic Free Press be authorized to print said message.

Mr. Hutchins, of Lenawee, moved to amend the same by substituting the following, which was adopted:

Resolved, That L. Legrand Morse and John S. Bagg be, and they are hereby, appointed printers to this house, until otherwise ordered.

On motion, adjourned until to-morrow at 10 o'clock A. M.

TUESDAY, February 2, 1836.

House called to order.

The roll being called, the following members were absent:

Messrs. Brewer, Bradshaw, Burdick, Dodge, Felch, Fay, Godfroy, Green, Gidley, G. Howe, Hill, Heath, Hart, King, Richardson, Strong, Van Every, Voorheis, Whipple, Williams.

The minutes of the previous meeting having been read, Mr. Alden, of Branch, in the chair, the following petitions and papers were presented and severally referred:

By the chair: A communication from Levi Cook, territorial treasurer, accompanied with a statement of the financial concerns of the treasury. Referred to the committee on ways and means.

The following petitions and papers were severally referred to the committee on state affairs, without being read:

By Mr. Richardson: A petition of Worth and others, praying for the organization of the county [of Livingston, Also, a petition of Crane and others, praying the organization of townships 3 and 4 north, in ranges 3, 4, and 5 east.

By Mr. Lothrop: A petition for organization of township in Kalamazoo.

By Mr. Jackson: A petition for organization of new township.

By Mr. Miller: A petition for organization of Hillsdale county.

By Mr. Hutchins of Lenawee: A petition from Stephen Perkins and others, praying the organization of township 7

south, of range No. 2 east, in the county of Lenawee, by the name of Dover. Also, the petition of Hiram Kidder and others, for the organization of township No. 7 south, of range No. 1 east, in the county of Lenawee, by the name of Hudson. Also, the petition of Dennis Wakefield and others, for the organization of townships 8 and 9 south, of ranges 1 and 2 east, together with the fractional parts of township 10, in the ranges aforesaid, by the name of Ovid.

By Mr. Ely: A petition from Lyman Fisk and others: referred to the committee on internal improvements.

By the chair: A petition from certain inhabitants of Coldwater, praying for a division of said town: referred to the committee on state affairs.

Also a petition for division of township of Prairie River: referred as above.

Also a remonstrance from certain inhabitants of Prairie River; which was referred as above.

Mr. Noyes, of Wayne, submitted the following resolutions, which were severally adopted:

Resolved, That so much of the governor's message as relates to common schools, be referred to the committee on education.

That so much of the governor's message as relates to internal improvements, be referred to the committee on internal improvements.

That so much of the governor's message as relates to the organization of the judiciary department, be referred to the committee on the judiciary.

That so much of the governor's message as relates to incorporations, be referred to the committee on incorporations.

On motion of Mr. Whipple,

Resolved, That so much of the governor's message as relates to a penitentiary, be referred to the committee on state affairs.

Resolved, That so much of the governor's message as relates to the extinguishment of the Indian title to lands within the peninsula, be referred to the committee on state affairs.

On motion of Mr. Lothrop,

Resolved, That so much of the governor's message as refers to university and school lands, be referred to the committee on university and school lands.

Resolved, That so much of the governor's message as relates to the finances of the state, be referred to the committee of ways and means.

On motion of Mr. Hill,

Resolved, That so much of the governor's message as relates to the enactment of a law for the choice of presidential electors, be referred to the committee on the judiciary.

Mr. Hutchins, of Lenawee, laid on the table the following resolution:

Resolved, That the house appoint a committee of three members to act jointly with such committee as may be appointed by the senate, upon that of the governor's message which relates to the passage of a declaratory act in regard to the southern boundary of the state.

Resolved, That the above resolution be sent to the senate for its concurrence.

On motion of Mr. Monfore,

Resolved, That so much of the governor's message as relates to the election of county and township officers, be referred to the committee on the judiciary.

On motion of Mr. Ullman,

Resolved, That his excellency the governor be requested (if he should deem it proper) to furnish this house (if in his power so to do) with any official communication which he may have received from our representatives in the congress of the United States.

A message was received from the senate, transmitting the following resolution for the concurrence of the house:

Resolved by the senate and house of representatives of the state of Michigan, That that part of the governor's message which relates to the admission of Michigan into the union, and the formation of a state government, be referred to a joint committee of seven, to consist of three from the senate and four from the house of representatives, who are hereby instructed to report what measures shall be adopted by the legislature of Michigan now convened, (in relation to the organization of the state government) and what extent of legislation is required and necessary to secure the due administration of justice and protect the rights of the citizens of Michigan by their constitution.

The question being upon the above resolution, it was concurred in.

The chair announced Messrs. Whipple, Richardson, Jackson, Hutchins, as said committee on the part of the house.

Mr. Noyes offered the following resolution:

Resolved, That five hundred additional copies of the governor's message in the English, and one hundred copies in the French language, be printed for the use of the members of this house.

The question being upon the adoption of the resolution, Mr. Richardson called for the yeas and nays, when it was negatived—yeas 17; nays 17.

Mr. Whipple asked and obtained leave of absence for Mr. J. P. Fay.

Mr. Green laid on the table the following resolution:

Resolved, That the committee on internal improvements be instructed to inquire into the expediency of incorporating a company for the purpose of constructing a canal or rail road from Niles, in Berrien county, to Constantine, in St. Joseph county, and report by bill or otherwise.

On motion, adjourned until to-morrow at 11 o'clock A. M.

WEDNESDAY, February 3, 1836.

House called to order.

The roll being called, the following members were absent:

Messrs. Bradshaw, Burdick, Dodge, Ellenwood, Felch, Godfroy, Gidley, Hart, King, Summers, Tacles, Van Every, Whipple, Williams.

The minutes of the previous meeting having been read, Mr. Lothrop, of Kalamazoo, asked and obtained leave of absence for an indefinite period for his colleague Mr. Burdick.

The following petitions were presented and severally referred:

By Mr. Britton, of Kent: A petition from John Milne, senior, and others: referred to the committee on banks and incorporations.

By Mr. Sherman, of St. Joseph: A petition from certain inhabitants of St. Joseph county: referred as above.

The following petitions were severally referred to a committee on the organization of townships and counties.

By Mr. Richardson, of Oakland: A petition from Willams and others for the re-location of the seat of justice in the county of Shiawassee. Also the petition of John W. Watson and others.

By Mr. Ellenwood, of Monroe: A petition from Mayfield Ludlow and others.

By Mr. Charter: A petition Wm. Bell and others, of township 7 south, of range 7 east, to be set off and organized.

By the chair: A petition of F. W. Miller and others, for the organization of town 8 south, and range 14 west, by the name of Mason. Also a petition of Swaine and others, for the organization of a township in Shiawassee county.

By Mr. Charter: A petition from the inhabitants of township No. 8 south, of range No. 7 east, called by the name of York.

By Mr. Ely, of Allegan: A petition from P. Fisk and others, inhabitants of the county of Allegan.

By Mr. Richardson, of Oakland: A report of the treasurer of the county of Oakland. Laid on the table. Also, a claim of Jas. A. Weeks, treasurer of Oakland county, for preparing list of nonresident or unknown lands offered for sale for taxes: Referred to the committee on accounts and claims.

On motion of Mr. Miller, of Hillsdale,

Resolved, That a standing committee of three be appointed on the organization of townships and counties.

The chair announced the following as said committee:

Messrs. Miller, Levake and Green.

On motion of Mr. Lothrop, of Kalamazoo,

Resolved, That there be added to the standing committees of this house, a committee on agriculture and manufactures of five members.

Mr. Green, of Berrien, offered the following resolution:

Resolved, That the committee on the organization of townships and counties, be instructed to inquire into the expediency of setting off township eight south, of ranges 17, 18 and 19 west, as a separate township, to be called Bertrand; also, of setting off townships 7 and 8, in ranges 20 and 21, west, as a separate township, to be called New Buffalo, and report by bill or otherwise.

The question being upon the adoption of the resolution, Mr. Hutchins called for a division, when it was lost.

On motion of Mr. Richardson, of Oakland,

Resolved, That the committee on state affairs be discharged from the further consideration of all petitions for the organization of counties and townships; and that all petitions of that character, which have heretofore been referred to the committee on state affairs, be referred to the committee on the organization of counties and townships.

Mr. Ullman, of St. Joseph, called for the reading of the resolution laid on the table yesterday, by Mr. Green.

The resolution after being read was adopted, as follows:

Resolved, That the committee on internal improvements be instructed to inquire into the expediency of incorporating a company for the purpose of constructing a canal or rail road from Niles, in Berrien county, to Constantine, in Saint Joseph county, and report by bill or otherwise.

Mr. Summers, of Macomb, moved for a reconsideration of the vote taken upon the resolution offered by Mr. Green, which resolution had been negatived.

The question being put on the motion for reconsideration, Mr. Richardson called for the yeas and nays, when it was decided in the affirmative—yeas 20; nays 16.

On motion, the resolution was adopted.

On motion of Mr. Richardson,

Resolved, That the committee of ways and means be directed to ascertain and report to this house, the amount of the expenses incident to the carrying into effect the laws relating to the southern border of the state; and said committee report whether any legislative enactment or other measure be necessary to enable the officers and privates engaged in that service to obtain their pay.

A special message was received from his excellency the governor, with accompanying documents, which after being read, were referred to the joint committee on the admission of Michigan into the Union.

On motion, adjourned until to-morrow at ten oclock A. M.

THURSDAY, February 4, 1836.

House was called to order.

The roll being called, the following members were absent: Messrs. Brewer, Bradshaw, Burdick, Crossman, Felch, Godfroy, Gidley, Hart, King, Morse, Mathews, Noyes, Niles, Richardson, Van Every, Whipple, Williams.

The minutes of the previous meeting having been read, the following petitions were presented and severally referred:

By Mr. Whipple, of Wayne: A petition from John Biddle and others, for the construction of a rail road from Allegan up the valley of the Kalamazoo river, and for other purposes. Referred to the committee on Internal Improvements.

By Mr. Ely, of Allegan: A petition from certain inhabitants of Allegan and Kalamazoo counties, for the construction of a rail road from Allegan up the valley of the Kalamazoo river, and for other purposes. Referred as above.

By Mr. Lothrop, of Kalamazoo: A petition from John C. Bebee and others. Laid on the table.

By Mr. Charter: A petition from M. L. Collins, and others, inhabitants of the county of Monroe. Referred to the committee on Banks and Incorporations.

Mr. Ely, from the committee on Internal Improvements, having had certain petitions under consideration, gave notice he should on a future day introduce a bill.

Mr. Lothrop, from the committee of Ways and Means, reported that so much of the resolution referred to the committee, as directed them to inquire and report whether any legislative enactment or other measures be necessary to enable the officers and privates engaged in that service to obtain their pay, be discharged from the further consideration of the same, and that it be referred to the committee on the Judiciary.

On motion, said report was accepted, and referred as above

On motion of Mr. Hntchins, of Lenawee,

Ordered, That the reports of county treasurers, made to this house in pursuance of a resolution of the late session, be referred to a select committee of three members.

The Chair announced the following as said committee:—
Messrs. Hutchins, O. Howe, Noyes.

Mr. Lothrop, of Kalamazoo, laid on the table the following resolution:

Resolved by the senate and house of representatives, That the joint committee on the Library be directed to purchase seventy-five copies of Farmer's new map of Michigan, to be deposited in the Library for the use of the members of the Legislature.

Resolved, That a copy of the above resolution be sent to the Senate for concurrence.

Mr. Ely, of Allegan, moved that the petition presented by him yesterday, for the destruction of Wolves, be referred to the committee on Agriculture and Manufactures, which was agreed to.

Mr. Alden, of Branch, gave notice that on some future day he should ask leave to introduce a bill for the laying out a road from the village of Coldwater, Branch county, to some point on the Territorial road leading from Detroit to Bronson, Kalamazoo county, near to Battle Creek; also, to introduce a bill for the removal of the county seat of Branch county.

Mr. Hutchins, of Lenawee, called for the reading of the resolution laid on the table by him on the 2nd inst. for the appointment of a joint committee upon that part of the Governor's message which relates to the passage of a declaratory act in regard to the southern boundary of the state, which, after being read, was adopted, and sent to the Senate for concurrence.

The chair announced the following, as said committee on the part of the house: Messrs. Hutchins, Whipple, Richardson.

Mr. Whipple of Wayne, gave notice that he should on a future day ask leave to bring in a bill to locate certain county seats, and for other purposes.

The Chair announced the following as the standing committee on Agriculture and Manufactures: Messrs. Lothrop, Mathews, Ellenwood, Britton, Mead.

On motion of Mr. Jackson, of Monroe,

Resolved, That the committee on the organization of counties and townships be instructed to enquire into the expediency of setting off surveyed township Five, south of range 6, east, in Monroe county, as a separate township, to be called and report by bill or otherwise.

On motion, adjourned until to-morrow at 10 o'clock A. M.

FRIDAY, February 5, 1836.

House called to order.

The roll being called, the following members were absent: Messrs- Britton, Burdick, Ely, Felch, Godfroy, Green, Gidley, G. Howe, Hart, King, Lothrop, Monfore, Niles, Richardson, Smith, Sherman, Van Every, Whipple, Williams.

The minutes of the previous meeting having been read, the following petitions were presented and severally referred.

By Mr. Tacles. A petition from Wm, Noble & Co. and others, inhabitants of Livingston county; referred to the committee on the Judiciary. By Mr. Crossman: A petition from Benjamin B. Hoar to alter his name to Benjamin Hobert; referred to a select committee to consist of Messrs Crossman, Hill, Noyes.

A message was received from the senate, announcing their concurrence in the resolution transmitted from the house on a joint committee on a declaratory act in relation to the southern boundary of the state and that said committee on the part of the senate are Messrs. McDonell, Clark and Barry.

Mr. Heath, of St. Clair, laid on the table the following resolution:

Resolved, That a committee of three be appointed by the house, which, in connection with such committee as the senate may appoint, shall draft a memorial to congress, asking a donation in public lands to this state; the amount accruing from the sales thereof to be expended in the construction of

such works of internal improvement as the legislature may direct.

Mr. Alden of Branch, offered the following resolution.

Resolved, That the officers of the house of representatives consist of one clerk, who shall receive for his services three dollars per day,

One enrolling and engrossing clerk at 2,50 per day.

One recording clerk, 2,50 " "

One sergent-at-arms, 2,50 " "

One door keeper, 2,50 " "

One messenger, (to be appointed by } 1,25 " "
the speaker,)

One assistant messenger, (when } 1,00 " "
deemed necessary,) to be ap-
pointed by the speaker.

Resolved, That all resolutions and votes heretofore taken in reference to the officers by the foregoing resolution made subject to appointment by the speaker, be rescinded.

Mr. Richardson moved to amend the same by striking out "recording clerk."

The question upon being put, Mr. Monfore called for a division of the house which was lost.

Mr. Smith of Cass, moved to amend by striking out the pay of messenger at \$1,25, and insert \$2 in lieu thereof.

The question upon being put to strike out, Mr. Summers called for the yeas and nays, when it was negatived as follows.

Yeas—Messrs. Crossman, Ely, Ellenwood, Green, Gidley, G. Howe, Higley, Heath, Hart, Jackson, Levake, Mathews, Monfore, Noyes, Richardson, Smith, Sherman, Summers, Ullman, Voorheis—20.

Nays—Messrs. Alden, Brewer, Brown, Bradshaw, Brownell, Britton, Charter, Dodge, Ferrington, Hutchins, O. Howe, Hill, Lothrop, Mead, Morse, Miller, Niles, Odell, Strong, Tacles, Wheeler, (speaker)—22.

The question being upon its adoption, Mr. Niles called

for the yeas and nays, when it was decided in the affirmative as follows:

Yeas—Messrs. Alden, Brewer, Brown, Bradshaw, Britton, Dodge, Ely, Ferrington, Hutchins, O. Howe, G. Howe, Hill, Levake, Lothrop, Mead, Morse, Matthews, Miller, Noyes, Strong, Wheeler, (speaker)—22.

Nays—Messrs. Brownell Charter, Crossman, Ellenwood, Green, Gidley, Higley, Heath, Hart, Jackson, Monfore, Niles, Odell, Richardson, Smith, Sherman, Summers Tacles, Ullman, Voorheis—20.

A message was received from the executive, with accompanying documents which, after being read, were referred to the committee on the Judiciary.

On Motion of Mr. Niles of Oakland,

Resolved, That the governor be requested to communicate to this house any information in his possession relative to the location of the two townships of land granted by congress for the purpose of a university in this state, and whether the sum of one hundred dollars appropriated by an act of the legislative council, passed the day of or any part thereof has been expended under the provisions of said act, also what number of sections have been located under the act of congress granting said two townships of land, and what measures should now be taken, if any, by the present legislature to secure all said lands for the use of said university.

On motion of Mr. Ullman, of St. Joseph,

Resolved, That the committee on printing be directed to furnish each member of this house with one copy of the proceedings in convention in forming the constitution of the state of Michigan, together with all other documents.

On motion of Mr. Noyes of Wayne,

Resolved, That the daily sessions of the house of representatives shall commence at 10 o'clock A. M. unless otherwise ordered.

Mr. Lothrop called for the reading of the resolution laid on the table by him yesterday, instructing the joint committee on the library; which after being read, was adopted.

On motion of Mr. Hutchins, of Lenawee,

Ordered, That it shall be the duty of the clerk of the house to cause all bills originating in the house of representatives, after they shall have received their first reading, to be printed and laid upon the tables of the members of both branches of the legislature.

On motion, adjourned until to-morrow.

SATURDAY, February 6, 1836.

House called to order.

The roll being called, the following members were absent, Messrs. Bradshaw, Brownell, Crossman, Dodge, Felch, Godfroy, King, Levake, Noyes, Richardson, Summers, Van Every, Whipple, Williams.

The minutes of the previous meeting having been read,

Mr. Howe asked and obtained leave of absence for Mr. Noyes, of Wayne, until Monday next.

Mr. Lothrop, of Kalamazoo, from the committee of ways and means, made the following report, which was laid on the table.

That the committee have had under consideration so much of the resolution that was referred to them on the 3d inst. as directed them to ascertain and report to this house the amount of expenses incident to carrying into effect the laws relating to the southern border of this state, beg leave to submit the following report:

QUARTER MASTER'S REPORT.

Balance due in the several counties.				
Wayne,	Detachment,	-	-	\$1065 50
Washtenaw,	-	-	-	925 55
Monroe,	-	-	-	500 00
Lenawee,	-	-	-	500 00
Oakland,	-	-	-	700 00
Macomb,	-	-	-	300 00
De Garmo Jones: Cash paid for flour and pork,				750 00

\$4,741 05

Amount brought up,	\$4,741 05
Add \$5,000 paid out of an appropriation of the Legislative Council,	5,000 00

Making the whole expense of Qr.

Master's Department	\$9,701 05
1200 men in service, at \$8 per month,	9,600 00

Making the whole expense \$19,341 05

The committee are fully aware that the above estimate is not perfectly accurate, owing to the imperfect state of returns in the several departments, but sufficiently so for any practical use of the House.

Mr. Heath, of St. Clair, called for the reading of the resolution, laid on the table by him yesterday, for appointing a joint committee to draft a memorial to Congress, asking a donation in public lands, which, after being read, was adopted.

The Chair announced the following as said committee, on the part of the house: Messrs. Heath, Gidley, G. Howe.

Mr. Ullman asked and obtained leave of absence for Mr. Tacles, for an indefinite time.

Mr. Niles asked and obtained leave of absence for Mr. Richardson, of Oakland, for three days.

Mr. Richardson, seconded by Mr. Ely, moved for the reconsideration of the vote taken upon the resolution submitted by Mr. Alden, of Branch, yesterday, fixing the salary of the officers of the House of Representatives.

The question being upon the motion for reconsideration, Mr. Summers called for the yeas and nays, when it was decided in the affirmative as follows:

Yeas—Messrs. Bradshaw, Brownell, Charter, Ely, Ellenwood, Ferrington, Green, Gidley, Higley, Heath, Hart, Jackson, Levake, Monfore, Niles, Odell, Richardson, Smith, Summers, Tacles, Ullman, Voorheis—22.

Nays—Messrs. Alden, Brewer, Brown Britton, Dodge,

K

Hutchins, O. Howe, G. Howe, Hill, Lothrop, Mead, Morse, Mathews, Miller, Sherman, Strong, Wheeler, (speaker)—18.

On motion of Mr. Richardson said resolution was laid on the table.

Mr. Jackson, from the Joint committee on that part of the Governor's message which relates to the admission of Michigan into the Union, asked and obtained a recess for said committee for one hour.

Mr. Lothrop, of Kalamazoo, and Mr. Green, of Berrien, severally obtained leave to have their names struck from the list of absentees yesterday.

Mr. Crossman presented a petition from Benjamin B. Hor, and others; referred to the committee on Internal Improvements; Also a petition from Daniel B. Brown and others; referred as above.

On motion adjourned until 3 o'clock this afternoon.

AFTERNOON SESSION.

The House was called to order.

Mr. Whipple of Wayne called for the reading of the resolution adopted at the last session, appointing a committee of expenditures, and that no article be furnished or charge allowed without the express order or sanction of said committee, or the House.

Mr. Hutchins of Lenawee, from the joint committee of the Senate and House of Representatives to whom was referred that part of the Governor's Message, which relates to the passage of a declaratory act in regard to the southern boundary of this state, reported a preamble and bill which, on motion, were laid on the table and ordered to be printed.

Mr. Whipple, of Wayne, from the joint committee to whom was referred that part of the Governor's message which relates to the admission of Michigan into the Union, and the formation of a state Government, and who were also instructed to report such measures as should be adopted by the Legislature of Michigan, now convened in relation to the organization of the state Government and what extent of legisla-

tion is required and necessary to secure the due administration of justice, and protect the rights of the citizens of Michigan guaranteed by their constitution; beg leave to report—which report after being read was laid on the table and ordered to be printed.

Mr. Whipple, of Wayne, laid on the table the following resolution:

Resolved, That the committee on Expenditures be authorized to subscribe for the National Intelligencer and Globe.

Mr. Hill of Washtenaw laid on the table the following resolution:

Resolved, That the clerk of this House be authorized to furnish for each member thereof such newspapers as they may direct to the amount of two daily papers.

On motion adjourned until Monday next.

MONDAY, Feb. 8, 1835.

The roll being called, the following members were absent: Messrs. Brownell, Felch, Ferrington, Godfroy, Hill, King, Noyes, Niles, Richardson, Strong, Tacles, Williams.

The minutes of the previous meeting having been read, the following petitions were presented and severally referred.

By Mr. Green: A petition from Henry B. Hoffman and others, inhabitants of Niles, Berrien county, for permission to construct a bridge over St. Joseph river at Niles. Referred to the committee on banks and incorporations. Also a petition from the inhabitants of Niles, for the construction of a road from Niles to Allegan. Referred to the committee on internal improvements.

By Mr. Ely, of Allegan: A petition from Royal and Hull Sherwood, jr. for the construction of a dam in the Kalamazoo river. Referred as above.

By Mr. Hart, of Lapeer: A petition of certain inhabitants of Lapeer, praying for an increase of taxation on all non resident lands. Laid on the table.

A message was received from the senate, transmitting a

resolution originating from the house for their concurrence, directing the committee on the library to purchase seventy-five copies of Farmer's map, with an amendment to strike out "seventy-five" and insert "ten" in lieu thereof, which was concurred in.

Mr. Hill called for the reading of the resolution laid on the table by him yesterday, directing the clerk to furnish for each member such newspapers as they may want to the amount of two daily papers; and which after being modified, the question was put on its adoption, when it was negatived.

Mr. Whipple, of Wayne, called for the reading of the resolution laid on the table by him yesterday, which, on motion was modified, and adopted as follows:

Resolved, That the committee on expenditures be authorized to subscribe for the Daily Intelligencer, Daily and Congressional Globe, from the commencement of the present session of Congress.

Mr. Jackson laid on the table the following resolution.

Resolved, That the committee on expenditures be instructed to report as soon as practicable, to the house, a detailed statement of all expenses incurred for stationary furnished the legislature for the present session, to whom delivered, and by whose order.

Mr. Alden, of Branch, laid on the table the following resolution:

Resolved, That a select committee of five members be appointed on the constitution of the state of Michigan, and that they be required to report to this house what legislation if any, is necessary to carry said resolution into full and complete effect over and above those subjects which have already been referred to the several committees.

On motion of Mr. Green of Berrien,

Resolved, That a select committee of three be appointed to examine into, and report to this house, the amount of liabilities of the state of Michigan on account of the services

rendered by the Militia in carrying into effect the laws relative to the southern boundary; and that the report made by the committee on ways and means, under the resolution of third instant, be referred to said committee.

The Chair announced the following as said committee:—
Messrs. Green, Lothrop, Hart.

Mr. Lothrop, from the committee on banks and incorporations, moved the suspension of the thirty-fourth rule, for the reconsideration of the question taken on the reference of the petition of George Buck, and others, for building a dam across the river St. Joseph; also, a petition for building a dam across Grand river.

The question being upon the suspension of the rule, it was negatived.

Mr. Lothrop called for the reading of the resolution offered by Mr. Alden on the fifth instant, fixing the salary of the officers of the house of representatives.

Mr. Summers moved to amend the same by striking out all after the word "resolve," and insert the following:

That the officers of the house of representatives shall consist of one clerk, one recording clerk, one sergeant-at-arms, one door-keeper, one messenger, and one assistant messenger, who shall be appointed by the house; and who, with the exception of the messengers, shall each receive for their services the same compensation as shall be paid to the members of the house; and that the messenger shall receive for his services the sum of two dollars per day, and the assistant messenger the sum of one dollar and fifty cents per day, including millage to each of the aforesaid officers in the ratio of their respective compensation for every twenty miles travel from the seat of government to their place of residence:—
And be it further *Resolved*, That the members of the house shall each be paid the sum of two dollars and fifty cents per day for their services in attending the legislature, and the sum of two dollars and fifty cents for every twenty miles travel in coming to, and returning from, the seat of government; and that the speaker of the house of representatives shall receive the sum of one dollar and fifty

cents per day in addition to his pay as a member. *Resolved*, That all resolutions and votes heretofore taken in reference to the pay of the members and officers of the house, be rescinded.

Mr. Monfore, moved further to amend the same, by inserting the following, which was accepted: by striking out fifty cents when it occurs for the payment of members and officers (excepting the assistant messenger) and inserting twenty five cents; also by striking out one dollar and fifty cents from the additional pay of the speaker of the house, and inserting seventy-five cents.

The question being on the adoption of the amendment as modified, was lost.

On motion to lay it on the table, Mr. Monfore called for division when it was lost.

The question being upon the adoption of the resolution, Mr. Summers called for the yeas and nays, when it was decided in the affirmative as follows.

Yeas.—Messrs. Alden, Brewer, Brown, Bradshaw, Britton, Crossman, Dodge, Hutchins, O. Howe, G. Howe, Hill, Lothrop, Mead Morse, Matthews, Miller, Sherman, Strong, Wheeler, Whipple, Speaker.—21.

Nays.—Messrs. Brownell, Charter, Ellenwood, Green, Gidley, Higley, Heath, Hart, Jackson, Levake, Monfore, Odell, Smith, Summers, Ullman, Voorheis.—16.

On motion, adjourned.

TUESDAY, February 9, 1836.

The roll being called, the following members were absent.

Messrs. Brownell, Godfroy, King, Levake, Tacles, Whipple, Williams.

The minutes of the previous meeting, having been read, the following petitions were presented and severally referred:

By Mr. Sherman: A petition from Thomas West and others—Referred to the committee on the organization of townships and counties.

By Mr. Ely: A petition from Calvin G. Hill and others, for

the construction of a state road. Referred to the committee on Internal Improvements. Also a petition from Calvin G. Hill, for the construction of a dam. Referred to the committee on the Judiciary. Also a petition from Donald Stewart and others, for a state road from Grand River to Allegan. Referred to the committee on Internal Improvements.

By the Chair: A petition from O. Wilder and others for the construction of a rail road, from Allegan up the valley of the Kalamazoo river, and for other purposes. Referred to the committee on banks and incorporations. Also a petition from Rufus Tiffany and others. Referred to the committee on internal Improvements.

Mr. Monfore laid on the table the following resolution:

Resolved, That a committee be appointed to report upon the expediency of appointing commissioners who shall be authorized to enquire into the condition of all Banks and Incorporations now existing, or to be hereafter created, within this state, who shall have power to examine the proceedings and inspect the books of such incorporations, to ascertain whether any such incorporations have violated their charter or whether any abuses or mal-practices exist in their management, and to send for persons and papers to examine witnesses on oath and to appoint a clerk to record their proceedings.

Mr. Summers, presented the resignation of Wm. Terry, formerly messenger of the House, which, on motion was accepted. Also the account of Wm. Terry, and moved that the speaker issue his warrant for the amount which was adopted.

Mr. Ely of Allegan, gave notice that he should at some future day ask leave to introduce a bill to equalize taxation on real estate throughout the state.

Mr. Monfore of Macomb, laid on the table the following resolution.

Resolved, (If the senate concur) that the senate and house of representatives meet on the day, of at 11 o'clock A. M. in the hall of the house, and proceed by joint

vote to elect a state treasurer, and the Hon. the senate, be respectfully requested to concur in the forgoing resolution.

Mr. Alden of Branch, called for the reading of the report from the joint committee to whom was referred that part of the governors message which relates to the admission of Michigan &c.

On motion of Mr. Lothrop, the house resolved itself into a committee of the whole, Mr. Ely in the chair, on said report, and after spending some time thereon, reported the same to the house with amendments, which were concurred in.

The question being on the adoption of the report as amended, Mr. Gidley, of Jackson, called for the yeas and nays, when it was decided in the affirmative as follows:

Yeas—Messrs. Alden, Brewer, Brown, Bradshaw, Britton, Charter, Crossman, Dodge, Ely, Ellenwood, Ferrington, Hutchins, O. Howe, G. Howe, Hill, Higley Hart, Jackson, Lothrop, Mead, Morse, Matthews, Monfore, Miller, Noyes, Sherman, Strong, Summers, Ullman, Van Every, Voorheis, Wheeler, Whipple, (Speaker,)—34.

Nays—Messrs Gidley, Odell.—2.

Said report as amended is as follows:

REPORT.

The joint committee to whom was referred that part of the Governor's Message which relates to the admission of Michigan into the union, and the formation of the state government, and who were also instructed to report such measures as should be adopted by the legislature of Michigan now convened in relation to the organization of the state government, and what extent of legislation is required and necessary to secure the due administration of justice and protect the rights of the citizens of Michigan guaranteed by their constitution: beg leave to report—

That the propriety of the course which the people of Michigan have thought proper to pursue, and the legality of their proceedings under the *irrepealable* ordinance of 1787,

in organizing themselves into a separate and distinct sovereignty, and assuming the attitude and claiming the privilege of a member of the union, have formed no part of the investigation of the committee.

It is deemed unnecessary to discuss the question of the right of the state to govern itself. The contingency of the requisite population has happened which was contemplated by the ordinance. The temporary control of congress has ceased. A permanent government has been established upon republican principles. The legislature has convened in obedience to the constitution, and the subjects which should occupy its attention refer to the delicate relation of the State with the general government, the expediency of present legislation, and the extent to which that legislation must be carried for the protection of the citizens and maintainance of the machinery of government. The present position of the state in reference to the general government is one of great delicacy. Having fulfilled the condition upon which our admission into the union was dependent, the people of Michigan had a right to expect the fulfilment of the pledge contained in the ordinance, and that their delegation to Congress would have been cordially received.

By a communication from that delegation, it appears that the President immediately upon the receipt of authentic copies of the census of the inhabitants, and of the state constitution, transmitted the same to Congress with such an expression of his opinion as indicated the favorable light in which the right of admission was viewed by that branch of the government.

What action will be had upon the subject in Congress, and what will be the result of the able and untiring efforts of our representatives, it is impossible to foresee.

But in any contingency, at all hazards; the State should be prepared to maintain, by all lawful means, the integrity of her southern boundary, and to pursue that course temperately, but firmly which has hitherto distinguished its measures.

Your committee are of opinion that whatever may be the result of the action of congress, it would now be premature in them to suggest a course of legislation, or for the legislature to enact laws having for their object to meet the contingency of a portion of its territory being violently wrested from Michigan and given to the states of Indiana and Ohio.

And your committee with pleasure express the hope that there will yet be found in the deliberations of Congress, a calm and thorough investigation of the case, which will lead to an acknowledgement of the rights for which we have so long and patiently contended.

Your committee feel bound to press upon the attention of the legislature the propriety of the passage of such laws as the present exigencies of the people require. It would be difficult and indeed unnecessary to point out the particular laws which it may be proper to enact. The wants of each section of the country are well understood by its representatives and the memorials which crowd the clerk's desk, will indicate what subjects are worthy of attention. It will of course become the duty of the legislature to provide for township and county organization, and the election of their different officers, and to pass such general acts as are absolutely called for and necessary to give full effect to the provisions of the state constitution.

Your committee cannot refrain from expressing the hope and belief, that the improvements of the present session in regard to the remaining rightful authority of the general government, will be distinguished by a spirit of patience and forbearance, and that in view of the peculiar delicacy of the existing crisis, its deliberations will be principally directed to subjects of a general or local character, which are confessedly within the legal competency of the legislature, and which are imperiously demanded for the preservation of the existence of the state.

All of which, together with the following resolutions, are

respectfully submitted, and your committee beg to be discharged from a further consideration of the subject;

Resolved by the Senate and House of Representatives, That the legislature will proceed at its present session to pass all laws required by the interests of the people, and to secure to them the rights guaranteed by the ordinance and the constitution of their own adoption.

Resolved, That as a renewed testimony of the high regard entertained for the congress of the United States, the legislature of Michigan now again respectfully urge their speedy admission into the union, and a recognition of the rights secured to them by the aforesaid ordinance of 1787.

Resolved, That the Executive cause a copy of the foregoing report and resolutions to be transmitted to the President of the United States, the President of the Senate, the Speaker of the House of Representatives, and each of our Senators and Representatives in Congress.

A message was received from the senate, transmitting a bill for the concurrence of the House, entitled, An act to organize certain townships.

On motion of Mr. Alden of Branch,

Resolved, That a committee of two persons be appointed to procure a Reporter to this House.

The Chair announced the following as said committee: Messrs. Alden, Hutchins.

On motion, adjourned till 3 o'clock P. M.

AFTERNOON SESSION.

There not being a quorum present, on motion, adjourned.

WEDNESDAY, Feb. 10, 1836.

The roll being called, the following members were absent: Messrs. Brownell, Godfroy, Mead, Williams.

The minutes of the previous meeting having been read, Mr. Hutchins, of Lenawee, asked and obtained leave of absence for his colleague, Mr. Mead, for the remainder of the week.

The following petitions were presented and severally referred:

By Mr. Whipple of Wayne: A petition from David H. Daniels and others, for the construction of a railroad from Allegan up the valley of the Kalamazoo river, and for other purposes. Referred to the committee on internal improvements.

By Mr. Hart of Lapeer: A petition of certain inhabitants of town six north, of range nine and ten, for organization into townships. Referred to the committee on the organization of townships and counties.

By Mr. Ely, of Allegan: A petition from the inhabitants of the town of Eckford. Referred as above.

By Mr. Morse: A petition from Marcus Lane and others, for the organization of township number four south, range seven east, Washtenaw county. Referred as above.

Mr. Alden from the committee to whom was referred the resolution to procure a reporter for this house, presented a communication on the subject from E. J. Roberts, which on motion, was ordered to lie on the table.

Mr. Monfore called for the reading of the resolution laid on the table by him yesterday, which after being read, Mr. Whipple moved to amend said resolution by inserting in the first line "select"—"of three members;" which was accepted. Also, to strike out, commencing in the second line, the following: "to report on the expediency of appointing commissioners who shall be authorized;" which was accepted. Also, to insert, in the last line, the following which was accepted: "And that said committee have leave to attend to the duties enjoined on them by their resolution, during the sitting of the house.

Mr. Richardson moved further to amend the same by striking out, in the last line, the following, which was accepted: "And to appoint a clerk to record their proceedings."

Said resolution, as modified, was adopted as follows:

Resolved, That a select committee of three members be appointed to inquire into the condition of all banks and incor-

porations now existing within this state, and inspect the books, of such incorporations, to ascertain whether any such incorporations have violated their charters, or whether any abuses or mal-practices exists in their management, and to send for persons and papers, to examine witnesses on oath; and that said committee have leave to attend to the duties enjoined on them by their resolution, during the sitting of the house. .

Mr. Whipple of Wayne, moved to reconsider the vote taken on the reference of the petition presented by the chair yesterday, for the construction of a railroad from Allegan up the valley of the Kalamazoo river, and for other purposes, which was referred to the committee on banks and incorporations; which was agreed to, and, on motion, said petition was referred to the committee on internal improvements.

On motion of Mr. Lothrop of Kalamazoo, -

Resolved, That the committee on internal improvements be directed to inquire into the expediency of amending the fifth section of act establishing territorial roads, approved January 30, 1835, and report by bill or otherwise.

Mr. Smith, of Cass, laid on the table the following resolution.

Resolved, (if the senate concur herein) That the legislature will adjourn on the day of Feb. inst., subject to be convened by proclamation of the governor when in his wisdom it shall appear necessary; and the honorable senate are respectfully requested to concur herein.

On motion of Mr. Whipple of Wayne,

Resolved, That the committee on townships and counties inquire into the expediency of organizing the county of Van Buren for judicial purposes, and dividing and organizing said county of Van Buren into two townships; and that said committee report by bill or otherwise.

On motion of Mr. Whipple of Wayne,

Resolved, That the committee on internal improvements be instructed to enquire into the expediency of authorizing

by law a subscription to the capital stock of the several railroads in this state.

Mr. Alden of Branch, called for the reading of the resolution laid on the table by him on the eighth instant for the appointment of a committee on the constitution of the state of Michigan; which after being read was adopted.

On motion of Mr. Whipple of Wayne, an additional number of two was appointed on the committee "on the amount of liabilities incident to carrying into effect the laws relative to the southern boundary question.

The following communication was received from his excellency the governor, with the accompanying documents.

EXECUTIVE OFFICE, }
Feb. 10, 1836. }

Sir:—I submit for the information of the house of representatives, a report of the secretary of state relative to a negotiation entered into by him, for a loan on the credit of the state, according to the provisions of the act of November 14, 1835.

I have the honor to be your

obedient servant

STEVENS T. MASON.

Hon. C. Convis, Speaker of the }
House of Representatives. }

DETROIT, February 5, 1836.

His Excellency Stevens T. Mason,

Sir:—Agreeably to the instructions contained in your letter of appointment, bearing date the 16th November, 1835, authorising in your name the negotiation of a loan for the state of Michigan, according to the provisions of the act of the 14th November last, I visited several of the eastern cities for the purpose of such negotiation, the result of which I have the honor to Report:

A contract has been entered into for a portion of the loan to the amount of thirty-six thousand dollars, with Robert-Hollingsworth, Esq., of the city of New York, on the fol-

lowing terms, to wit: At an interest of six per centum per annum, to commence and be computed from the first day of February instant. The interest to be payable semi-annually, and the principle redeemable at the expiration of twenty years, at the Phenix Bank, in the city of New York. It is made a part of the contract, that certificates of the said loan of the same tenor shall be issued by the governor of Michigan, after the admission of the state as a member of the Union, on the request of the said Robert Hollingworth, Esq., made in writing, to the governor thereof. This provision was inserted to prevent any objections which might be raised to depreciate the market value of the loan, injurious to the credit of the state. An arrangement has also been entered into with John Delafield, Esq., cashier of the Phenix Bank in the city of New York, for the payment of the interest there, at a charge of one half of one per cent on the amount of interest received and paid. The interest to be remitted to the bank, prior to the days on which it is due to the loan holders. These being the best terms on which this service could be obtained, will, it is trusted, receive your approbation and sanction.

It is my duty to state that a proposition was presented to make the loan of the whole sum of one hundred thousand dollars to the state of Michigan. A condition however, was annexed, that "no advances of the money or any part thereof should be required until the state should have previously been duly, fully and unconditionally admitted into the Union on the same footing as the existing states composing the United States of America." This condition being considered by me as inconsistent with the dignity and interests of the state, and not within the strict scope of my authority, and being insisted upon by the proposed lender, the negotiation consequently failed.

In explanation of the imperfect success of the negotiation committed to my charge, I deem it proper to state, that the money market in the cities of Boston, New York, and Phila-

delphia, labored under so extraordinary a depression that all the usual channels for operations of this character, were effectually closed. As an evidence of this, it is only necessary to advert to the fact, that the best commercial paper was at a discount of from one and one half to two per cent per month, and that the best stocks would not command money without great sacrifices.

Without entering into a subtle disquisition upon the causes of fluctuation in the currency of the country, it may not be considered irrelative to repeat, summarily, a few of the causes to which the best informed upon such subjects have imputed the present embarrassment in the eastern cities, they are these: The uncertainty and apprehension created by the French question—the depreciation of American stocks in Foreign markets from being brought into unfavorable competition with large amounts of new European loans—the speculative investments of the past year, and the annihilation of several millions of capital by the disastrous conflagration in the city of New York, in which her sister cities were more or less interested.

These circumstances eagerly seized upon, and their probable consequences exaggerated by the interested and designing, effectually closed all the customary avenues of negotiation.

The only medium was that of private capitalists, desirous of making a safe and permanent investment; such an opportunity presenting itself, was eagerly embraced, under the presumption that the sum now borrowed would be sufficient for the present wants of the state; and with assured confidence, drawn from the high rank which the population and resources of the state hold in the estimation of capitalists in the eastern cities, that under a more favorable state of the money market, the remainder of the loan as well as any further sum which the interests or necessities of the state might demand, could be negotiated without difficulty in more

favorable terms. With this view, copies of the law were left with the most respectable operators in stocks in Philadelphia, Boston, and New York, with a request to communicate any favorable change in the market, or any offers which might be made for the balance of the loan.

I cannot close this report without expressing the acknowledgements due to Gen. John T. Mason, late secretary of the territory of Michigan, for his invaluable advice and assistance in bringing so far to a successful issue, the important duty committed to my charge. All of which is respectfully submitted.

K. PRITCHETTE.

Mr. Morse, of Washtenaw, gave notice that he should at some future day, ask leave to bring in a bill to detach the bank charter of the bank of Ypsilanti, which is now incorporated with the Detroit and St. Joseph rail road company.

On motion of Mr. Alden of Branch, the bill transmitted from the Senate yesterday for the concurrence of the House, entitled "an act to organize certain townships," was taken up, and read the first and second time, and referred to the committee on the organization of townships and counties.

On motion of Mr. Hutchins of Lenawee, the bill entitled "a bill providing for the adjudication and final decision of the questions of boundary between this State and the State of Indiana" was read a second time, and, on motion, the House resolved itself into a committee of the whole on said Bill. Mr. Lothrop in the chair, and, after spending some time therein, reported the same to the House with amendments, which were concurred in. Said bill was ordered to be engrossed and read third time to-morrow, at 11 o'clock, A. M.

Mr. Lothrop moved to reconsider the vote taken on the reference of the message and accompanying documents from his Excellency the Governor.

The question being put to reconsider, Mr. Niles called for the yeas and nays, which, not being seconded by a sufficient

number, was lost, on motion of Mr. Lothrop, the message and accompanying documents were committed to the committee on ways and means.

Mr. Hutchins, of Lenawee, called up the following communication from the Hon. John Biddle with the accompanying documents which were duly transmitted to the speaker of the house at the opening of the session.

DETROIT, November 9, 1835.

*To the House of Representatives
of the State of Michigan:*

In compliance with a provision of the Constitution, I have the honor to present, herewith, an abstract of the official returns of the votes given for the ratification or rejection of that instrument at the election held on the first Monday, and the following day, of the month of October last.

With great respect:

JOHN BIDDLE.

ABSTRACT of the official returns of the votes given for the ratification or rejection of the Constitution at the election held on the first Monday of October and the following day
viz:

	Yes:	No:
Wayne county,	1282	325
Oakland, "	915	499
Monroe, "	376	84
Lenawe, "	486	26
Washtenaw, "	1030	150
Macomb, "	447	98
Berrien, "	282	11
Cass, "	345	20
Lapeer, "	76	27
Branch, "	29	32
St. Joseph, "	163	14
Calhoun, "	228	13
St. Clair, "	100	20
Saganaw, "	90	8
Jackson, "	217	18

Allegan "	49	2
Ottowa, Kent, Iona and Clinton,	84	6
Hillsdale county,	97	0
Michillimacinac,	33	4
Chippewa,	20	2
	<hr/> 6299	<hr/> 1359

On motion of Mr. Hutchins, of Lenawe,

Ordered, That the abstract of the official returns of the votes given for the ratification or rejection of the Constitution of this state, communicated to this House by the Hon. John Biddle, President of the late Convention, in pursuance of a provision of said Constitution, be entered on the Journal of this house.

On motion adjourned.

THURSDAY, February 11, 1836.

The roll being called the following members were absent: Messrs. Burdick, Dodge, Felch, Godfroy.

The minutes of the previous meeting having been read,

The following petitions were presented and severally referred.

By Mr. G. Howe, of Washtenaw; A petition from Samuel Chandler and others, inhabitants of the counties of Lenawee and Washtenaw. Referred to the committee on banks and incorporations.

By Mr. Green, of Berrien; A petition from John M. Barbour and others for leave to build a dam across the St. Joseph river: Referred to the committee on Internal Improvements.

Also, a petition from sundry inhabitants of Jackson county, for the organization of certain townships; Referred to the committee on the organization of townships and counties.

Also, a petition from J. T. Rennols and others; Referred to the committee on the judiciary.

By Mr. Alden, of Branch, A petition from Charles G.

Hammond and others, to cancel the record of the village plat of Goodwanville, Branch county; Referred as above.

By Mr. Richardson of Oakland; A petition from Merrill and others praying for the organization of township 4, north of range eight, east, to be called Springfield; Referred to the committee on the organization of townships and counties.

By Mr. O. Howe, of Washtenaw; A petition from certain inhabitants of the county of Shiawassee, praying for the removal of the county seat in said county; Referred to the committee on the judiciary.

Also a petition from Hosea Baker and others; Referred to the committee on Internal Improvements.

Mr. Richardson, of Oakland, from the committee on state affairs, to whom was referred the petition of Williams and others, presented the same and moved it be recommitted to the committee on the judiciary which was agreed to.

The following bills were reported read the first and second time and laid on the table.

By Mr. Ely from the committee on internal improvements, A bill for the construction of certain roads.

By Mr. Miller, from the committee on the organization of townships and counties; A bill entitled an act to organize certain townships.

By Mr. Richardson from the committee on state affairs; A bill fixing the salaries of certain officers, which was ordered to be engrossed and read a third time to-morrow.

Mr. Alden from the committee to whom was consigned the duty of procuring a reporter to this house, reported that they had executed the duties assigned to them, and recommended the appointment of George W. Wisner, as reporter for the per diem allowance of one of the members of the legislature; said report was accepted.

On motion of Mr. Richardson, of Oakland, George W. Wisner of Pontiac, was appointed reporter to this House.

Mr. Hutchins of Lenawee moved to amend the resolution submitted by him on the 5th inst. making the duty of the

clerk to cause all bills after their first reading to be printed, by striking out "first" in the third line and substituting "second" in lieu thereof; also to insert in the last line the following "unless otherwise directed by the house," which was agreed to.

Mr. Brownell asked and obtained leave of absence for Mr. Ely during the remainder of the day.

Mr. Charter laid on the table the following resolution:

Resolved, That a special committee be appointed to inquire into the expediency and the right of Lewis Brown, while in the act of collecting taxes in and for the township of Whiteford, was taken a prisoner by the authority of the state of Ohio and confined in the common jail in Perrysburgh and report by bill or otherwise.

Mr. Monfore laid on the table the following resolution:

Resolved, That the committee on the Judiciary be instructed to enquire into the expediency of a law authorizing the electors of the state of Michigan to hold special elections to fill elective offices which now are or may become vacant; also to hold general elections in pursuance of the provisions of the Constitution of said state, and to report by bill or otherwise.

Mr. Smith, of Cass, called for the reading of the resolution laid on the table by him yesterday, fixing the time for adjournment of both branches of the legislature, and moved to fill blank with the 20th.

Mr. Whipple moved that said resolution be indefinitely postponed, and called for the ayes and nays on the whole question when it was decided in the affirmative as follows:

Yeas—Messrs. Alden, Brewer, Brown, Bradshaw, Brownell, Britton, Crossman, Ellenwood, Ferrington, Hutchins, O. Howe, G. Howe, Hill, Higley, Hart, Levake, Lothrop, Morse Mathews, Monfore, Miller, Noyes, Sherman, Strong, Summers, Tacles, Ullman, Voorheis, Wheeler, Whipple, (speaker.)—31.

Nays—Messrs. Burdick, Charter, Green, Gidley, Heath,

Jackson, Niles, Odell, Richardson, Smith, Van Every—11.

A message was received from the senate, transmitting the following resolution for the concurrence of the house:

Resolved, That a committee of five be appointed on the part of the Senate, to act in concert with such committee as may be appointed by the House of Representatives to take into consideration the propriety of the adjournment of the legislature.

The question being put on the motion of Mr. Lothrop, that the House do not concur in the above resolution, Mr. Whipple called for the ayes and nays, when it was decided in the affirmative, as follows:

Yeas—Messrs. Alden, Brewer, Brown, Bradshaw, Brownell, Britton, Burdick, Crossman, Ellenwood, Ferrington, Hutchins, O. Howe, G. Howe, Hill, Heath, Hart, Levake, Lothrop, Morse, Mathews, Monfore, Miller, Noyes, Sherman Strong, Summers, Tacles, Ulman, Voorheis, Wheeler, Whipple, (speaker.)—32.

Nays—Messrs. Charter, Green, Gidley, Higley, Jackson, Niles, Odell, Richardson, Smith, Van Every,—10.

The chair presented the resignation of E. J. Van Buren, enrolling clerk,, the question being upon its acceptance it was negatived.

The following message was received from the Executive, by Kintzing Pritchette, Secretary of State:

EXECUTIVE OFFICE, Feb. 11, 1836.

To the Speaker of the House of Representatives:

In compliance with a resolution of the house of representatives, requesting the Governor to communicate any information in his possession relative to the location of the two townships of land granted by congress for the purpose of an University in this state, and whether the sum of one hundred dollars appropriated by an act of the Legislative council or any part thereof, has been expended under the provision of said act, and also what number of sections have been located under the act of Congress granting the said two townships of

land, and what measures if any should now be taken by the present legislature to secure all said lands for the use of said University, I submit the following report:

By an act of Congress approved May 20th 1826, the secretary of the treasury was authorised to set apart and reserve from sale out of any public lands within the territory of Michigan to which the Indian title may be extinguished and not otherwise appropriated, a quantity of land not exceeding two entire townships for the use and support of a University within the peninsula of Michigan. Under the authority and by the direction of the secretary of the treasury, forty-nine sections of those lands have been located, and are now held in trust by the general government for the state of Michigan.

The most direct mode of obtaining the location of the remaining twenty-three sections is by an application to the secretary of the treasury, requesting him to designate the officer under whose direction the location shall be made. Heretofore the Governor of the territory of Michigan, was the officer selected.

A special act of Congress will be required to secure all the lands for the immediate use of the State. At present they are held in trust for the use of a Seminary of Learning, and it is important that the legislature should direct its attention to the organization of this institution with as little delay as possible. I should confidently believe that an application if made to Congress at their present session for the passage of a law transferring these lands to the exclusive control of the state of Michigan would receive their favorable action.

In relation to another branch of the inquiry of the House, I report that the sum of one hundred dollars appropriated under an act of the legislative council has never been drawn from the treasury in consequence of no individual ever having been designated to make the locations of land as contemplated by the provisions of this act.

STEVENS T. MASON.

On motion the above message was referred to the committee on University and school lands.

The following on motion of Mr. Hutchins of Lenawee was ordered to be stricken out from the minutes of the proceedings of yesterday; "Mr. Hutchins, of Lenawee, presented the following communication from the Hon. John Biddle, with the accompanying document" and to substitute the following:

Mr. Hutchins, of Lenawee, called up the following communication from the Hon. John Biddle with the accompanying document, which were duly transmitted to the speaker of the House at the opening of the session.

The Chair announced the following committees:

The committee to enquire into the condition of all banks and incorporations now existing within this state; Messrs. Monfore, Whipple, Richardson.

On the constitution of the state of Michigan; Messrs. Alden, G. Howe, Voorheis, Charter, Morse.

Additional committee on the amount of expenses incident to carrying into effect the laws relative to the Southern boundary; Messrs. Ullman, Noyes.

On motion of Mr. Richardson, the bill entitled "a bill providing for the adjudication and final decision of the questions of boundary between this state and the state of Indiana, having been engrossed, was read a third time and passed.

The house then adjourned.

FRIDAY, February 12, 1836.

The roll being called the following members were absent: Messrs. Godfroy, G. Howe, Hill, Niles, Richardson, Strong, Van Every, Williams.

The minutes of the previous meeting having been read, Mr. Hutchins of Lenawee, asked and obtained leave of absence for his colleague, Mr. Dodge for the remainder of the week.

The following bills were reported, read a first and second

time, laid on the table, and ordered that the printing of the same be dispensed with.

By Mr. Hutchins, from the committee on banks and incorporations; A bill to authorize the building of a bridge over the St. Joseph River at Niles. A bill to authorize the building of a Dam across Grand River.

By Mr. Ely, from the committee on internal improvements; A bill entitled an act to authorize the building of a dam in the Kalamazoo river.

By Mr. Crossman, from the select committee to whom the subject was referred; An act to authorize Benjamin B. Hoar to alter his name to that of Benjamin Hobert.

By Mr. Ely, from the committee on internal improvements, reported that they have had under consideration the petition of the inhabitants of Calhoun, Kalamazoo, and Allegan counties, for a railroad from Allegan to Marshall, with the privilege of establishing a bank at Allegan, and they have instructed their chairman to bring in a bill for the construction of the railroad, and they ask to be discharged from any further consideration of that part of the petition that relates to the establishment of a bank, and that it be referred to the committee on banks and incorporations.

Said report was accepted.

Mr. Hutchins of Lenawee, moved to reconsider the vote taken on the reference of the petition of Hosea Baker and others, to the committee on internal improvements, and that it be recommitted to the committee on banks and incorporations, which was agreed to.

Mr. Lothrop called up the petition laid on the table by him on the fourth instant, from certain inhabitants of Kalamazoo county, and submitted the following resolutions which were adopted.

Resolved, That the petition of certain inhabitants of the county of Kalamazoo, asking that the state commence a system of internal improvements, be referred to a select committee of seven members.

Resolved, That said committee be directed to take into consideration the third section of the twelfth article of the constitution of the state of Michigan, and report to this house the proper objects of improvement.

Resolved, That said committee be instructed to enquire into the expediency of this state commencing of itself a system of internal improvement, and that they report by bill or otherwise.

The chair announced the following as said committee, Messrs. Lothrop, Ely, Gidley, Matthews, Bradshaw, Richardson, Sherman.

On motion of Mr. Lothrop,

Resolved, That the resolution taken at the adjourned session making it the duty of the clerk to furnish the printers of the Free Press with a daily copy of the proceedings of this house for publication be rescinded, and that the same duty be performed by the reporter.

Mr. Morse laid on the table the following resolution,

Resolved, That the committee on the judiciary be directed to report to this house as soon as practicable a bill to organize the judiciary department.

The chair announced the appointment of Thos. Lappin as messenger to this house.

On motion of Mr. Alden of Branch, the house resolved itself into a committee of the whole, Mr. Burdick in the chair, on the bill fixing the salaries of certain officers, also on the bill entitled an act to organize certain townships, and after spending some time therein, the chairman reported to the house the bill fixing the salaries of certain officers with amendments and asked and obtained leave to sit again on the bill to organize certain townships.

On motion the concurrence of the house in the amendments to the bill fixing the salary of certain officers were taken up separately and decided by the ayes and nays.

To strike out from the third line in the 12th section, and

substitute eight in lieu thereof, it was decided by ayes and nays in the affirmative as follows:

Ayes—Messrs. Alden, Brewer, Brown, Bradshaw, Brownell, Britton, Charter, Crossman, Ely, Ellenwood, Ferrington, Hutchins, O. Howe, G. Howe, Hill, Hart, Levake, Lothrop, Morse, Matthews, Miller, Noyes, Sherman, Strong, Tacles, Ullman, Van Every, Voorheis, Wheeler, Whipple, (speaker) 31.

Nays—Messrs. Burdick, Green, Higley, Niles, Odell, Richardson, Smith, Summers,—8.

The question being upon the amendment to the 4th Sec. of the above bill, to strike out "one" in the second line, and substitute "two" in lieu thereof, was decided in the affirmative by ayes and nays as follows.

Yeas—Messrs. Alden, Brewer, Bradshaw, Brownell, Britton, Charter, Crossman, Ely, Ellenwood, Ferrington, Hutchins, O. Howe, G. Howe, Hill, Higley, Heath, Hart, Levake, Lothrop, Morse, Matthews, Miller, Noyes, Smith, Sherman, Strong, Summers, Tacles, Ullman, Wheeler Whipple, (speaker)—32.

Nays—Messrs. Burdick, Green, Niles, Odell, Richardson, Van Every, Voorheis, 7.

Mr. Richardson moved further to amend said bill, by inserting in the last line of the 4th section the following which was agreed to: "which salaries shall be paid in quarter yearly payments."

Mr. Green moved further to amend by substituting the following, which was lost:

Sec. 1. The treasurer is authorized to pay out of any moneys in the treasury, not otherwise appropriated, in equal quarterly payments—to the secretary of state \$800 per annum—to the auditor general the sum of \$200 per annum, to the attorney general \$200 per annum, to the treasurer of the state \$200 per annum, for their respective salaries.

Mr. Burdick moved to amend the amendment offered by Mr. Richardson, by inserting the following which was agreed

to: "out of any moneys in the treasury not otherwise appropriated."

Said bill as amended was concurred in, and ordered to be engrossed and read a third time to-morrow.

Mr. Ely of Allegan, gave notice that he should at some future day ask leave to introduce a bill to alter the time of holding the circuit courts in the counties of Calhoun and Allegan.

A message was received from the senate, transmitting a bill for the concurrence of the house, entitled a bill relative to the duties of auditor general and treasurer of the state, and for other purposes.

On motion of Mr. Lothrop, said bill was taken up and read a first and second time and referred to a select committee consisting of Messrs. Van Every, Brown, Noyes.

On motion, adjourned.

SATURDAY, February 13, 1836.

The roll being called, the following members were absent: Messrs. Godfroy, O. Howe, Hart, Monfore, Whipple, Williams.

The minutes of the previous meeting having been read, Mr. Voorheis asked and obtained leave of absence for Mr. Summers until Tuesday next.

The following petitions were reported to the house and severally recommitted.

By Mr. Hutchins from the committee on banks and incorporations:

The petition of Wm. Noble and others, for the organization of the county of Livingston, and asked to be discharged from any further consideration of said petition, and that it be referred to the committee on the organization of townships and counties, which was agreed to.

By Mr. Hutchins from the committee on the judiciary:

The petition of Wells Waring and others, praying for the appointment of Amos Dalby as clerk of the county of Macomb—and asked to be discharged from a further consideration of said petition, which was granted.

Also the petition of J. T. Rennols and others, and moved that the committee be discharged from any further consideration of the same which was agreed to; and on motion, said petition was referred to the committee on internal improvements.

The following bills were reported to the house.

By Mr. Ely, from the committee on internal improvements.

A bill to authorize John M. Barbour and others to build a dam across the St. Joseph river, at Bertrand, which was read twice, laid upon the table, and ordered that the printing be dispensed with.

Also, a bill entitled an act to amend an act of the legislative council, which was read a first and second time, and laid on the table.

By Mr. Van Every from the select committee to whom was referred the bill entitled a bill relative to the duties of auditor general and treasurer of the state and for other purposes, reported the same to the house without amendment, and moved that said committee be discharged from any further consideration of the same, which was agreed to.

The bill relative to the duties of auditor general and treasurer of the state and for other purposes being under consideration was read a first and second time, and laid on the table.

Mr. Alden from the select committee, to whom was referred the constitution of this state, with instructions to report what legislation if any, is necessary to carry its provisions into active and vigorous operation, beg leave to report, that having had the subject referred to them under consideration, they are of the opinion that several acts of the legislature are necessary to carry the constitution into full operation; and that the different provisions and requirements of the constitution may be acted upon distinctly, and without embarrassment, your committee would recommend the following references, viz.

To the committee on the judiciary—

Article 2, Section 2.

Article 4, Section 3.

Article 6, Section 1, 3, 4, 5, 6.

Article 7, Section 4.

Article 8, Section 1, 4.

Article 12, Section 1, 3, 5, 6.

To the committee on the Militia—

Article 9, Section 1, 2, 3, 4.

To the committee on Education—

Article 10, Section 1, 2, 3, 4, 5.

Your committee are aware that many points herein recommended to be referred, have been already embraced in resolutions, which have gone to the appropriate committees: yet in order to bring the several subjects embraced in the constitution before the appropriate committees, in a more direct and appropriate manner, it was thought most advisable, to adopt the present course.

All of which is respectfully submitted.

On motion said report was accepted.

Mr. Hart of Lapeer, offered the following resolution:

Resolved, That this house do now proceed to the election of a recording clerk.

Mr. Lothrop moved to amend the same by striking out in the first line the following, "do now proceed" and insert the following in lieu thereof, which was agreed to, "on Monday next at 11 o'clock, A. M."

The resolution as amended was adopted.

On motion of Mr. Green of Berrien,

Resolved, That the committee on the judiciary be instructed to enquire into the expediency of passing a law authorizing the supervisors of the several counties to organize townships, and report by bill or otherwise.

Mr. Alden of Branch, asked and obtained leave to bring in a bill entitled, a bill to provide for the removal of the seat of justice of the county of Branch.

The chair announced the following on the committee to bring in said bill:

Messrs. Alden, Green, Hill.

On motion of Mr. Hart of Lapeer,

Resolved, That the committee on the judiciary be instructed to enquire into the expediency of passing a law, authorizing the circuit court to grant power to minors to sell and convey real estate and report by bill or otherwise.

Mr. Richardson called for the reading of the resolution laid on the table by Mr. Monfore on the ninth instant, for designating the time for the election of a state treasurer, and moved that the blank be filled with the 16th, which was agreed to.

The resolution as modified was adopted.

Mr. Alden from the select committee to whom it was referred, reported the bill to provide for the removal of the seat of justice in the county of Branch, which after being read a first and second time, was referred to the committee on the judiciary.

Mr. Morse called up the resolution laid on the table by him on the 12th instant, directing the committee on the judiciary to report a bill to the house for the organization of the judiciary department, which after being read, was adopted.

Mr. Hart of Lapeer, called up the petition laid on the table by him, from certain inhabitants of Lapeer, praying for an increase of taxation on all non resident lands, and on motion said petition was referred to the committee on the judiciary.

On motion the house resolved itself into a committee of the whole, Mr. Burdick in the chair, on the bill to organize certain townships, and after spending some time therein, reported the same to the house with some amendments, which were concurred in.

Mr. Lothrop moved further to amend said bill by striking out all after the word Buffalo, in the fifth line [of the first section which was agreed to.

Mr. Green moved further to amend by incorporating the 2nd section with the first, and inserting in the last line the

following, which was agreed to: "in the village of New Buffalo."

Mr. Lothrop moved further to amend by substituting the following as the 16th section, which was agreed to:

Sec. 16. That the inhabitants of the aforesaid townships shall be entitled to all the rights and privileges to which by the laws of Michigan the inhabitants of other townships are entitled.

Mr. Green moved further to amend by striking out all after the word Bertrand in the third line in the 3d section.

Also, to incorporate the 4th section with the 3d, which was agreed to.

Said bill as amended was concurred in, and ordered to lay on the table.

A message was received from the senate transmitting a bill for the concurrence of the house entitled, a bill to organize certain townships in the county of Allegan, also the following resolution.

Resolved, That the secretary of state be directed (the house of representatives concurring herein,) to transmit copies of the annual message of the executive to the president of the United States, the president of the senate, the speaker of the house of representatives, to our senators and representative in congress and the governors of the several states and territories respectively.

Mr. Hutchins gave notice that he should at some future day ask leave to bring in a bill to incorporate the village of Adrian in Lenawee county.

Mr. Green of Berrien asked and obtained leave of absence for Mr. Hart, until Friday next.

Mr. Morse of Washtenaw gave notice that he should at a future day ask leave to introduce a bill to incorporate a medical institution to be located at some eligible place in this state.

The question being on adjournment it was lost.

The bill entitled, a bill to organize certain townships in the county of Allegan, being under consideration,

On motion of Mr. Whipple, the house resolved itself into

a committee of the whole on said bill, Mr. Alden in the chair, and after spending some time therein, the committee rose and reported the same back to the house without amendment, which was concurred in.

On motion adjourned.

MONDAY, February 15, 1836.

The roll being called, the following members were absent: Messrs. Brewer, Ely, Ferrington, Godfroy, Levake, Morse, Noyes, Niles Richardson, Whipple, Williams.

The minutes of the previous meeting having been read, the following petitions were presented and severally referred:

By Mr. Miller, A petition from certain inhabitants of Hillsdale county; Referred to the committee on the organization of Townships and counties.

By Mr. O. Howe, A petition from Zenas Sttllson and others; Referred to the committee on Internal Improvements.

The following bills were reported to the House, read first and second time and laid upon the table.

By Mr. Hutchins, from the committee on the Judiciary; A bill entitled, "an act to authorize the Governor of this state to employ counsel in the case of Lewis Brown," ordered to be engrossed and read a third time to morrow, and that the printing of the same be dispensed with.

Also, a bill entitled "an act to provide for the laying out and recording town plats and for other purposes."

By Mr. Hutchins, from the committee on Banks and Incorporations; A bill to authorise the building a dam across the St. Joseph river.

Also, a bill entitled a bill to authorise the building a dam across the Shiawassee river.

By Mr. Green from the committee on the organization of townships and counties; A bill for the organization of certain counties.

By Mr. Noyes. from the committee on the judiciary; A bill entitled an act to enable certain minors to convey real estate.

Mr. Green from the committee on the organization of townships and counties reported the petition of Lewis Bond, and others, inhabitants of the county of Monroe, adverse to the prayer of the petitioners, which was accepted. On motion said petitioners have leave to withdraw their petition.

The bill entitled, a bill relative to the duties of Auditor General and Treasurer being under consideration was read a third time and passed.

The bill entitled A bill for the organization of certain townships, being under consideration, Mr. Green moved to amend the amendments to said bill by adding additional sections 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30.

The question being upon the 16, 17, 18, 20, 21, 23, 25, 27, 29, 30 sections, they were severally concurred in.

Mr. O. Howe moved to strike out the word "Northfield" in the 19th section, and Mr. Alden moved to insert "North-west" in lieu thereof, which was agreed to and the section as amended was adopted.

Mr. Richardson moved to amend the 22d section by striking out the words "John Garwin" and insert "Maxfield Ludlow" in lieu thereof, which was agreed to, and the section as amended was adopted.

Mr. Lothrop moved to amend the 24th section by filling blank with "Charles H. Oaks," which was agreed to and the section as amended was adopted.

Mr. Ely moved to strike out the word "Otsego" in the 26th section and insert "Scotsfield" in lieu thereof, which was negatived.

Also to strike out the words "in the village of Otsego" and insert the words "at the school house" in lieu thereof which was agreed to.

Also to strike out the words "of Wm. G. Butler" in the 28th section and insert "in the house now occupied by Benjamin Plummer" which was agreed to.

On motion said bill was ordered to be laid upon the table.

A recess had of ten minutes.

The time having arrived in provision with the resolution adopted on the 13th inst. The house proceeded to the election of a recording clerk, and Albert Chandler having received the highest number of votes was declared duly elected.

A message was received from the senate transmitting a bill entitled "A bill to provide for the adjudication and final decision of the question of boundary between this state and the state of Indiana," with an amendment thereto which was concurred in.

Mr. Hutchins asked and obtained leave of absence for Mr. Whipple until Wednesday next.

Mr. Morse presented the petition of Mr. Eddy and others, of Cass county, praying for an act to authorise certain Minors to convey real estate; Referred to the committee on the Judiciary.

Mr. Lothrop gave notice that he should on some future day ask leave to bring in a bill to authorise the Governor to confirm the location of the county seats of the counties of Van Buren and Eaton; Also a bill to amend an act incorporating the Detroit and St. Joseph Rail Road company.

A message was received from the senate transmitting a bill for the concurrence of the House entitled "a bill to lay out and establish a state road from Paw Paw Mills in Van Buren county to the Grand river rapids in the county of Kent through the village of Otsego" Also a bill entitled "a bill to provide for establishing seats of justice.

On motion of Mr. Hutchins, the house resolved itself into a committee of the whole Mr. Richardson in the chair on the bill authorising the building a dam across Grand river; Also on the bill to authorise the bulding a bridge across the St. Joseph river at Niles, Berrien county, and after spending some time therein, the committee rose and reported the same back to the house with sundry amcndments which were concurred in.

The above bills being under consideration, were ordered to be engrossed and read a third time to-morrow.

On motion of Mr. Hutchins of Lenawee,

Resolved, That the house will hereafter adjourn at half past 12 o'clock, P. M. and assemble again at 3 o'clock P. M., unless otherwise directed.

On motion adjourned.

TUESDAY, February 16, 1836.

The roll being called, the following members were absent:

Messrs. Charter, Ferrington, Godfroy, Niles, Van Every, Williams.

Mr. Ely, from the committee on Internal Improvements, reported a bill entitled "an act to incorporate the Allegan and Marshall Rail Road company, which after having been read the first and second time,

On motion of Mr. Lothrop, said bill was referred to the committee on banks and incorporations.

Mr. Burdick, of Kalamazoo, laid on the table the following resolution:

Resolved, That the committee on state affairs, be instructed to enquire into the expediency of appointing one or more persons of suitable legal attainments to revise, prepare and digest a code of laws for the government of the people of this state to be acted upon at the next session of this or a future Legislature, and that they report by bill or otherwise.

On motion of Mr. Sherman,

Resolved, That the committee on banks and incorporations be instructed to enquire into the expediency of adopting the safety fund, law of the state of New York, as a law of this state and that they report by bill or otherwise.

Mr. Alden of Branch, called for the reading of the resolution transmitted from the senate relative to transmitting copies of the Governor's annual message, which after being read was concurred in.

On motion of Mr. Ely, of Allegan, the House resolved itself into a committee of the whole, Mr. Hutchins in the chair on the following bills.

An act authorising John M. Barbour and others, to build a dam across the St. Joseph river at Bertrand.

An act to amend an act of the Legislative Council passed at their extra session in January 30, 1835, establishing Territorial roads.

An act to authorise the building a dam in the Kalamazoo river.

And after spending some time therein reported the same back to the house with amendments.

The question being upon the concurrence of the house on the bill to authorise the building a dam in the Kalamazoo river with amendments which was concurred in.

On motion said bill was ordered to be engrossed and read a third time to-morrow.

The question being upon the concurrence of the house on the bill to amend an act of the Legislative Council, passed at their extra session, January 30th, 1835, establishing territorial roads.

Mr. Jackson moved to amend by inserting the following as the last section of the bill which was agreed to, "And that the said commissioners shall not be allowed any compensation by the state for their services in laying out and establishing said road.

Mr. Burdick moved further to amend by striking out all after the enacting clause in the 1st section, which was negatived.

Mr. Hill moved to amend by inserting in the last section the following which was agreed to, "nor shall the state be liable for any damages which may accrue by the laying out or establishing said road.

Said bill as amended was ordered to lay on the table.

On motion, the bill authorising John M. Barbour, and others, to build a dam across the St. Joseph at Bertrand, was ordered to be engrossed and read a third time to-morrow.

The engrossed bill authorising the building of a dam across

Grand river, being under consideration was read a third time and passed.

A bill from the senate "to provide for establishing seats of justice" being under consideration was read first and second time and referred to the committee on the judiciary.

Also the bill to lay out and establish a state road from Paw Paw mills in Van Buren county to the Grand river rapids, was read first and second time and referred to the committee on Internal Improvements.

On motion of Mr. Hutchins, the house resolved itself into committee of the whole Mr. Alden in the chair, on the bill to construct a dam across Grand river, but on being informed by the chairman that the bill was not in the house, being in the possession of the printers, the committee rose and asked and obtained leave to sit again.

Mr. Richardson from the committee on enrollment reported as correctly enrolled, the bill providing for the adjudication and final decision of the questions of boundary between this state and the state of Indiana.

The engrossed bill to authorise the building a bridge over the St. Joseph river, at Niles, Berrien county, being under consideration was read a third time and passed.

Mr. Sherman asked and obtained leave of absence for Mr. Odell for the remainder of the week.

Mr. Jackson asked and obtained leave of absence for Mr. Charter until Monday next.

On motion adjourned until to-morrow at 9 o'clock, A. M.

WEDNESDAY, Feb. 17, 1836.

The roll being called the following members were absent; Messrs. Brown, Bradshaw, Burdick, Dodge, Godfroy, Green, O. Howe, G. Howe, Heath, Hart, King, Monfore, Niles, Richardson, Sherman, Summers, Ullman, Van Every, Voorheis, Williams.

The minutes of the previous meeting having been read, the following petitions were presented and referred to the committee on the organization of townships and counties.

By Mr. Mead,

A petition from Thos. Rogers and others.

By Mr. Sherman,

A petition from Aaron B. Watkins and others.

The following bills were reported read a first and second time and laid on the table.

By Mr. Hutchins from the committee on banks and incorporations to whom it was committed, an act to incorporate the Allegan and Marshall railroad company, without amendments.

By Mr. Lothrop from the committee on banks and incorporations:

A bill to incorporate the stockholders of the bank of Clinton; read a first and second time.

By Mr. Ely from the committee on internal improvements:

A bill to authorize the building of a dam across the Thorn Apple river; read a first and second time.

On motion of Mr. Hutchins of Lenawee, that one additional member be added to the committee on banks and incorporations,

The chair announced Mr. Noyes as the additional one to the committee.

Mr. Miller laid on the table the following resolution.

Resolved, That the house of representatives of the state of Michigan, do adjourn on Friday the 19th instant.

General order of the day.

The engrossed bill fixing the salaries of certain officers being under consideration, was read a third time and passed.

The engrossed bill, entitled an act to authorize the building a dam in the Kalamazoo river being under consideration was read a third time and passed.

The engrossed bill to authorize John M. Barbour and others to build a dam across the St. Joseph river at Bertrand, being under consideration, was read a third time and passed.

The engrossed bill to authorize Benjamin B. Hoar to alter

his name to that of Benj'n. Hobert being under consideration was read a third time and passed.

On motion of Mr. Hutchins, the house resolved itself into a committee of the whole, Mr. Alden in the chair, on the following bills:

An act to authorize Geo. Buck to build a dam across the St. Joseph river.

An act to authorize Hosea Baker to build a dam across the Shiawassee river.

A bill to authorize the governor to employ counsel in the case of Lewis Brown; and after spending some time therein, reported the same to the house with sundry amendments.

The question being upon the bill to authorize Hosea Baker, to build a dam across the Shiawassee river,

Mr. Summers moved to strike out twelve and insert sixteen in lieu thereof in the second section;

The question being put to strike out, Mr. Niles, called for for the ayes and naves when it was negatived as follows:

Ayes—Messrs. Green, Higley, Jackson, Levake, Mead, Monfore, Miller, Niles, Odell, Richardson, Smith, Strong Summers, Tacles—14.

Nays—Messrs. Alden, Brewer, Brown, Bradshaw, Brownell, Britton, Burdick, Crossman, Dodge, Ellenwood, Ferrington, Hutchins, O. Howe, G. Howe, Hill, Heath, Lothrop, Morse, Matthews, Noyes, Van Every, Voorheis—22.

On motion, said bill as amended was concnrrred in, and ordered to be engrossed and read a third time to-morrow.

The bill to authorize Geo. Buck to build a dam across the St. Joseph river being under consideration was ordered to be engrossed and read a third time to-morrow.

Also the bill authorizing the governor to employ consnel in the case of Lewis Brown being under consideration, was ordered to be engrossed and read third time to-morrow.

Mr. Noys gavs notice that on some future day he should ask leave to bring in a bill to incorporate a bank to be located at Marshal in the county of Calhoun.

Mr. Burdich called for the reading of the resolution laid on the table by him yesterday, instructing the committee on state affairs to inquire into the expediency of appointing one or more persons to digest a code of laws for this state, which after being read was adopted.

Mr. Green gave notice that he should on some future day ask leave to bring in a bill to authorize Wm. Braduck and others to build a dam across the St. Joseph river at Moccasin ripple.

The following communication was received from his excellency the governor:

To the House of Representatives—

I have this day approved and filed in the office of the secretary of state, an act, entitled an act to provide for the adjudication and final decision of the question of boundary between this state and the state of Indiana.

STEVENS T. MASON.

Feb. 18, 1836.

On motion adjourned until to-morrow at ten o'clock, A. M.

THURSDAY, February 18, 1836.

The roll being called the following members were absent: Messrs. Brownell, Charter, Godfrey, Green, G. Howe, Hill, Hart, Jackson, Mead, Morse, Monfore, Noys, Niles, Richardson, Ullman, Whipple, Williams.

The minutes of the previous meeting having been read,

The following bills and reports were reported to the house:

By Mr. Gidley, from the committee on Internal Improvements, to whom was committed the petition of Reynolds and others of Grass Lake praying for the passage of a law for conducting a certain ditch or race into a natural stream, reported, that he was instructed to report adverse to the prayer of the petitioners and to ask that the committee be discharged from any further consideration of the same.

On motion said report was accepted, and said petitioners have leave to withdraw their petition.

By Mr. Alden, from the committee on printing,

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A bill entitled An act to authorise the building of dams across certain rivers.

The general order of the day was taken up and on motion laid upon the table.

The following petitions were presented and severally referred,

By Mr. Dodge,

A petition from Samuel Chandler and others, of Lenawee county, referred to the committee on internal improvements.

By Mr. Mead,

A petition from certain inhabitants of the county of Lenawee, referred to the committee on the judiciary.

By Mr. Hutchins,

A petition from sundry inhabitants of Jackson county, referred as above.

The engrossed bill entitled, A bill to authorise the governor of this state to employ counsel in the case of Lewis Brown, being under consideration was read a third time and passed.

The bill entitled A bill to organize certain townships, being under consideration,

Mr. Green moved to amend by inserting in the 4th line of the first section, "twenty-two," which was agreed to.

Mr. Richardson moved to amend by striking out in the 3d line, in the 16th section, the word "Adams," and insert "Springfield" in lieu thereof, which was agreed to.

Mr. Alden moved to amend by striking out "Northwest" in the 3d line of the 19th section, and insert "Sherwood" in lieu thereof, which was agreed to.

Also to strike out the words "John D. Halsey" in the 4th line and insert "Jnstis Goodwin" in lieu thereof, which was agreed to.

Mr. Lothrop moved to amend by striking out the word "Allegan" in the first line of the twenty-third section and insert "Kent and Ottawa" in lieu thereof, which was agreed to.

Mr. Hutchins moved to amend by adding two additional

sections after the twenty-ninth, which was agreed to.

Mr. Hill moved to amend by inserting in the last line of the 30th section the following, which was agreed to, "this act shall take effect and be in force on and after the 1st Monday in April next."

On motion said bill was recommitted to the committee on the organization of townships and counties.

On motion of Mr. Hutchins the house resolved itself into a committee of the whole, Mr. Richardson in the chair on the following bills:

A bill to enable certain minors to convey real estate.

A bill to provide for the laying out and recording town plats and for other purposes.

And after spending some time therein, the committee rose and reported through their chairman that they had had under consideration the bill entitled A bill to enable certain minors to convey real estate, and asked and obtained leave to sit again on said bill.

Also, that they had had under consideration the bill entitled A bill to provide for the laying out and recording of town plats and for other purposes, with sundry amendments, which were concurred in; said bill was ordered to be engrossed and read a third time to morrow.

Mr. Sherman gave notice that he should on some future day ask leave to bring in a bill to legalize the proceedings of the commissioners appointed by an act of the legislative council to lay out a territorial road from Jacksonburgh in the county of Jackson, to White Pigeon in St. Joseph county.

A message was received from the senate transmitting a bill for the concurrence of the house, entitled A bill to organize the county of Genesee.

Also a bill entitled A bill to authorize Daniel Coleman and others to build a dam across Grand river.

Also a resolution directing the deposits of the public moneys and for other purposes.

Mr. Hutchins called for the reading of the resolution from the senate as follows:

Resolved, By the senate and house of representatives of the state of Michigan, That the treasurer of this state shall and he is hereby required to deposit all moneys coming into his hands as treasurer in the Michigan State Bank; Provided, however, That it shall be competent for the auditor General if in his opinion at any time the safety of the public moneys shall render it necessary to direct such deposits to be moved to any other Bank which he shall designate: Provided further, That it shall be competent for the Auditor General, to designate such other banks in the country within the limits of the state as banks of deposit for the purpose of facilitating the collection and transmission of the public moneys; And be it also provided, That the resolution appointing Alexander H. McKinstry the fiscal agent of this legislaturc shall be and the same is hereby repealed.

Mr. Hutchins moved to amend by striking out the words "Michigan state" in the 3d line and insert the words "Farmers and Mechanicks" in lieu thereof.

On motion the resolution and amendment was laid upon the table.

On motion, adjourned.

FRIDAY, February 19, 1836.

The roll being called, the following members were absent:

Messrs. Brownell, Charter, Crossman, Ely, Godfroy, Green, Hutchins, Hart, Noyes, Niles, Whipple, Williams.

The minutes of the previous meeting having been read, Mr. Brown asked and obtained leave of absence for Mr. Noyes.

Mr. Alden asked and obtained leave of absence for Mr. G. Howe for four days.

Mr. Richardson asked and obtained leave of absence for Mr. Brownell and Mr. Niles, for three days.

Mr. Bradshaw asked and obtained leave of absence for Mr. Crossman.

Mr. Brown asked and obtained leave of absence for Mr. Miller until Monday next.

Mr. Hill asked and obtained leave of absence for Mr. O. Howe until Monday next.

Mr. Burdick presented the petition of Alanson Wood and others, inhabitants of the township of Brady; referred to the committee on the organization of townships and counties.

The following bills were reported and read a first and second time:

By Mr. Miller from the committee on the organization of townships and counties:

A bill entitled, A bill for the organization of certain towns,
On motion, said bill was recommitted to said committee.

By Mr. Ely from the committee on internal improvements:

A bill entitled, A bill to incorporate the Clinton and Adrian railroad company; ordered to be laid on the table, and that the printing be dispensed with.

Mr. Richardson called for the reading of the resolution transmitted from the senate yesterday directing the deposits of the public moneys.

Mr. Hutchins renewed his amendment to strike out the words "Michigan State Bank," and insert "Farmer's and Mechanic's Bank" in lieu thereof.

The question being put to strike out, it was decided by the yeas and nays in the negative as follows:

Yeas—Messrs. Dodge, Ferrington, Hutchins, G. Howe, Van Every—5.

Nays—Messrs. Alden, Brewer, Brown, Britton, Burdick, Ellenwood, Gidley, O. Howe, Hill, Higley, Heath, Jackson, Levake, Lothrop, Mead, Morse, Matthews, Monfore, Miller, Odell, Richardson, Smith, Sherman, Strong, Summers, Tacles, Ullman, Voorheis, Wheeler—29.

The question being upon the adoption of the resolution it was decided in the affirmative by the yeas and nays as follows:

Yeas—Messrs. Alden, Brewer, Brown, Bradshaw, Brit-

ton, Burdick, Ellenwood, Gidley, Hutchins, O. Howe, Hill, Higley, Heath, Jackson, Ellenwood, Levake, Lothrop, Mead, Morse, Matthews, Monfore, Miller, Odell, Richardson, Smith, Sherman, Strong, Summers, Tacles, Ullman, Van Every, Voorheis, Wheeler, (speaker,)—33.

Nays—Messrs.—Dodge, Ferrington, G. Howe—3.

The bill entitled, A bill to provide for laying out and recording town plots and for other purposes, being under consideration, was read a third time and passed.

The bill from the senate entitled, A bill to organize the the county of Genessee, being under consideration, was read a first and second time, and committed to the committee on the judiciary.

Also the bill entitled, A bill to authorize Daniel Coleman and others to build a dam across Grand River, was read a first and second time and committed as above.

The following communication was received from the executive, by Mr. Pritchette, secretary of state.

To the house of representatives—

I have this day approved and filed in the office of the secretary of state, an act entitled, An act relative to the duties of anditor general and treasurer of the state and for other purposes.

STEVENS T. MASON.

Feb. 19, 1836.

Mr. Summers from former notice given, asked and obtained leave to bring in a bill to legalize the proceedings of the commissioners appointed to lay out a territorial road from Jacksonburgh in Jackson county, to White Pigeon, St. Joseph county, by an act of the legislative council.

The chair announced Messrs. Ullman, Smith, Sherman, as the committee to bring in said bill.

On motion of Mr. Hutchins the house resolved itself into a committee of the whole, Mr. Burdick in the chair, on the bill entitled, A bill to incorporate the Allegan and Marshall

railroad company, and after spending some time therein, the committee rose, reported progress, and asked and obtained leave to sit again.

On motion adjourned.

SATURDAY, February 20, 1836.

The roll being called the following members were absent:

Messrs. Bradshaw, Britton, Charter, Dodge, Godfroy, Levake, Richardson, Sherman, Tacles, Ullman, Van Every, Wheeler, Williams.

The minutes of the previous meeting having been read,

Mr. Whipple asked and obtained leave of absence for Mr. Tacles until Monday next.

Mr. Hutchins asked and obtained leave of absence for Mr. Wheeler until Monday next.

Mr. Hart presented the petition of N. Davidson and others, inhabitants of Lapeer county praying for the organization of a new township, referred to the committee on the organization of townships and counties.

The following bills were reported to the house:

By Mr. Hutchins, from the committee on banks and incorporations, A bill to incorporate the stockholders of the Agricultural Bank of Michigan, which was read the first and second time.

Mr. Green from the committee on enrollment, reported as correctly enrolled the bill entitled A bill fixing the salaries of certain officers, which was signed by the speaker.

By Mr. Ely, from the committee on Internal Improvements to whom was committed the bill from the senate entitled A bill to lay out and establish a state road from Paw Paw mills in Van Buren county, to the Grand river rapids in the county of Kent through the village of Otsego.

A message was received from the senate transmitting a resolution originating from the house designating the time for the election of a state treasurer, with an admendment to strike out the "16th" and insert "25th" in lieu thereof, which was concurred in.

Mr. Lothrop offered the following resolution:

Resolved, That no member of this house shall be entitled to his per diem allowance as a member of the Legislature, except for the time he shall be actually in attendance, unless detained by sickness.

Mr. Gidley moved it lay on the table.

The question being upon laying it on the table, Mr. Lothrop called for the Ayes and Nays, when it was decided in the negative as follows:

Yeas—Messrs. Brewer, Brown, Brownell, Britton, Dodge, Ely, Ferrington, Green, Gidley, Hill, Heath, Hart, Jackson, Matthews, Smith, Van Every—16.

Nays—Messrs. Alden, Burdick, Ellenwood, Hutchins, Higley, Lothrop, Mead, Morse, Monfore, Odell, Sherman, Strong, Summers, Voorheis, Whipple, Speaker—18.

Mr. Morse moved to amend the same by substituting the following,

Resolved, That no member who shall hereafter absent himself from his seat in this house without leave shall be entitled to his per diem allowance unless prevented by indisposition.

The question being upon the adoption of the amendment Mr. Hill in support of the same called for a division when it was lost.

The question recurring upon the adoption of the original resolution, Mr. Lothrop called for the ayes and nays when it was decided in the negative as follows:

Yeas—Messrs. Britton, Burdick, Ely, Ferrington, Hutchins, Higley, Lothrop, Mead, Monfore, Odell, Strong, Summers, Whipple, (speaker.)—14.

Nays—Messrs. Alden, Brewer, Brown, Dodge, Ellenwood, Green, Gidley, Hill, Hart, Jackson, Morse, Mathews, Smith, Sherman, Van Every, Voorheis—16.

On motion of Mr. Morse,

Resolved, That the committee on state affairs be instructed to enquire into the expediency of passing an act to au-

thorise the counties that have been and now and may hereafter be attached to others for judicial purposes, to call on such officers or at such offices as have kept the records before the counties were set off, and obtain copies of such records at such time as the county by her supervisors may think proper, and report by bill or otherwise.

Mr. Ely, from former notice given, asked and obtained leave to bring in a bill to equalize taxation on real estate.

The chair announced Messrs. Ely, Smith, Brown, [as the committee to bring in said bill.

Mr. Green from former notice given asked and obtained leave to bring in a bill to authorise Mr. Broadurst and others to build a dam across the St. Joseph river.

The chair announced Messrs. Green, Hart, Van Every as the committee to bring in said bill.

Also from former notice given, asked and obtained leave to bring in a bill to incorporate a bank at the village of Niles.

The chair announced Messrs. Green, Sherman, Odell, as the committee to bring in said bill.

Mr. Morse from former notice given, asked and obtained leave to bring in a bill entitled "An act in addition to an act" entitled "An act to incorporate the Detroit and St. Joseph rail road company."

The chair announced Messrs. Morse, Hill, Jackson, as the committee to bring in said bill.

Mr. Green from the select committee appointed to bring in "A bill to authorise Wm. Broadust and others to build a dam across the St. Joseph river," reported the same to the house, which was read the 1st and 2d time, and committed to the committee on printing.

Mr. Hart gave notice that he should on some future day ask leave to bring in a bill to change the northern boundary of the county of Lapeer.

On motion the vote taken on the reference of the bill entitled "A bill to authorise Wm. Broadust and others to build a dam across the St. Joseph river," was reconsidered and on

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motion the house resolved itself into a committee of the whole Mr. Alden in the chair on said bill, and after spending sometime therein, the committee rose and reported the same back to the house without amendment.

On motion the above bill was committed to the committee on printing.

On motion of Mr. Ely, the house resolved itself into a committee of the whole, Mr. Green in the chair, on the bill entitled "A bill to authorise the building of a Dam across Thorn Apple river," and after spending some time therein, the committee rose and reported the same back to the house with sundry amendments, which were concurred in.

On motion the above bill was committed to the committee on printing.

The following communication was received from the Executive by Mr. Pritchett, secretary of state.

To the House of Representatives:

I have this day approved and filed in the office of the secretary of state an act entitled "An act fixing the salaries of certain officers.

STEVENS T. MASON.

Detroit, February 20, 1836.

Mr. Summers laid on the table the following resolution:

Resolved, That the printing of all bills of incorporations introduced in this House, shall be at the expense of the applicants for said incorporations.

On motion adjourned.

MONDAY, February 22, 1836.

The roll being called, the following members were absent: Messrs. Bradshaw, Brownell, Charter, Crossman, Godfroy, Green, O. Howe, G. Howe, Mead, Miller, Niles, Richardson, Wheeler, Whipple, Williams.

The minutes of the previous meeting having been read, the following petitions were presented and severally referred to the committee on internal improvements.

By Mr. Ullman;

A petition from sundry inhabitants of St. Joseph county, for an act of incorporation to construct a railroad or canal from Constantine to Niles.

By Mr. Heath;

A petition from Jas. B. Wolverton and others, inhabitants of the counties of St. Clair and Macomb.

Mr. Monfore called for the reading of the resolution laid on the table by him on the 11th instant, instructing the committee on the judiciary to provide by law for holding special and general elections throughout the state, which after being read was adopted.

On motion of Mr. Ely, the house resolved itself into a committee of the whole, Mr. Hutchins in the chair, on the bill entitled "A bill for the construction of certain roads," and after spending some time therein, the committee rose and reported the same back to the house with sundry amendments which were concurred in.

Mr. Hutchins moved further to amend said bill by striking out in the seventeenth section, sixth line, the words "E. G. Dilla," and insert "Joseph Rickey," in lieu thereof, which was agreed to.

Said bill was ordered to be engrossed, and read a third time on Wednesday next.

Mr. Lothrop from the committee on university and school lands, to whom was referred that part of the governor's message, which relates to the propriety of petitioning for the setting off the remaining twenty-three sections for an university, reported the following resolution which was adopted.

Resolved, That the committee on the university and school lands be directed to report a memorial to the secretary of the Treasury of the United States, soliciting him to authorize Stevens T. Mason governor of the state of Michigan, to select from any public lands within the state of Michigan, to

which the Indian title has been extinguished, twenty-three entire sections for the use of an university in this state.

On motion of Mr. Hill,

Whereas Lewis Bond, a soldier of the revolution, has manifested a desire to deliver an address to this house on the life and character of Gen. Geo. Washington, and the incidents of the revolution, therefore, *Resolved*, That when this adjourn, the said Lewis Bond have the use of the hall this afternoon, for the purpose of delivering said address.

The report transmitted from the senate on that part of the governor's message which relates to the admission of Michigan into the Union, with sundry amendments was taken up.

On motion of Mr. Whipple, said report was ordered to be laid upon the table, and that the amendments be printed.

Mr. Gidley submitted the following resolution:

Resolved, (if the senate concur herein,) That the legislature adjourn on the 25th day of Feb. instant.

On motion of Mr. Whipple, the question being for an indefinite postponement of the above resolution, Mr. Hutchins called for the yeas and nays, when it was decided in the affirmative as follows.

Yeas—Messrs. Alden, Brewer, Brower, Britton, Burdick, Dodge, Ely, Ellenwood, Ferrington, Hutchins, Hill, Higley, Hart, Levake, Lothrop, Mead, Morse, Matthews, Monfore, Noyes, Strong, Van Every, Voorheis Whipple, (speaker,) 25.

Nays—Messrs. Green, Gidley, Heath, Jackson, Odell, Richardson,—6.

A message was received from the senate transmitting a bill originating in the house, entitled "A bill to authorize the governor of this state to employ counsel in the case of Lewis Brown," without amendment.

Also a bill entitled, "A bill to authorize Benjamin B. Hoar to alter his name."

Also the following bills for the concurrence of the house:

- "A bill to extend the limits of the village of St. Joseph, in Berrien county, and for other purposes."

"A bill to vacate the seat of justice in the county of Shiawassee."

Mr. Gidley of Jackson tendered his resignation as a member of the house of representatives, and on motion the same was laid on the table.

On motion adjourned.

TUESDAY, February 23, 1836.

The roll being called, the following members were absent: Messrs. Bradshaw, Brownell, Crossman, Godfroy, G. Howe, Miller, Tacles, Wheeler, Williams.

The minutes of the previous meeting having been read, the following petitions were presented and severally referred:

By Mr. Dodge,

A petition from Judson Stow and others, for a state road from Adrian to the Chicago road, at or near Nelson's tavern, referred to the committee on banks and incorporations.

By Mr. Charter,

A petition from Horace H. White, referred to the committee on the judiciary.

By Mr. Mead,

A petition from Jacob Gilbert, referred as above.

Mr. Odell asked and obtained leave of absence for Mr. Smith, for one week.

The following bills and petitions were reported to the house.

By Mr. Hutchins from the committee on the judiciary to whom was committed the bill originating from the senate entitled "A bill to provide for establishing seats of justice" reported the same back without amendment.

Also the petition of George L. Densmore, adverse to the prayer of the petitioners, which was agreed to and on motion said petitioner have leave to withdraw his petition.

By Mr. Ely, from the committee on Internal Improvements,

"A bill to incorporate a bank at Niles," which was read the first and second time and committed to the committee on banks and incorporations.

Also a bill entitled "A bill to incorporate the St. Clair and Romeo rail road company," and asked to be discharged from any further consideration of that part which relates to the incorporating a bank, and that it be recommitted to the committee on banks and incorporations, which was agreed to; said bill was read a 1st and 2d time by its title, laid on the table, and printing dispensed with.

Also a bill entitled "A bill to incorporate the Constantine and Niles Canal or Rail Road company," which was read the first and second time and laid upon the table.

On motion of Mr. Hutchins,

Resolved, That the committee on banks and incorporations be instructed to enquire into the expediency of disconnecting the bank from the rail road charter of the Erie and Kalamazoo rail road company, or of so amending the 17th and 18th sections of said bank charter as to place the same on an equal footing with other similar institutions of this state.

The chair announced that the time had arrived for the election of a state Treasurer, in accordance with the resolution adopted on the 19th inst,

On motion of Mr. Alden, a committee of three was appointed, consisting of Messrs. Alden, Noyes, Jackson, to wait upon the senate and conduct them to seats in the hall of the House of Representatives.

IN JOINT ASSEMBLY.

The senate having been conducted to seats, when on motion of Mr. Barry, a recess was had of 15 minutes.

The convention being called to order,

On motion of Mr. McDonell of the senate, the convention then proceeded to the election.

The chair announced Mr. McDonell on the part of the senate, and Mr. Hutchins on the part of the house as tellers.

After canvassing the votes the tellers declared the result to be as follows:

For Levi Cook.—Messrs. Brittain, Davis, Hough, McDonnell, Moody, Rumsey, Ten Eyck, Alden, Brewer, Brown, Britton, Charter, Dodge, Ely, Ferrington, Hutchins, O. Howe, Hill, Hart, Levake, Lothrop, Mead, Morse, Mathews, Noyes, Odell, Sherman, Strong, Summers, Van Every, Speaker, (Convis.)—31.

For Charles Moran—Messrs. Barry, Comstock, Hascall, Burdick, Whipple.—5.

For J. A. Wells.—Messrs. Clark, Brownell, Ellenwood, Green, Higley, Heath, Jackson, Monfore, Niles, Richardson, Voorheis.—11.

The Chair announced that Levi Cook having received a majority of all the votes given, he was therefore duly elected.

On motion the convention then adjourned.

HOUSE OF REPRESENTATIVES.

The bill from the senate entitled "A bill to extend the limits of the village of St. Joseph, and for other purposes" being under consideration was read the 1st and 2d time and committed to the committee on banks and incorporations.

Also the bill entitled "A bill to vacate the seat of justice in the county of Shiawassee," was read the 1st and 2d time and committed to a select committee consisting of Messrs. Richardson, Niles, Voorheis.

Mr. Hart from former notice given, asked and obtained leave to bring in a bill to alter the northern boundary line of the county of Lapeer.

The Chair announced Messrs. Hart, Whipple, Green, as the committee to bring in said bill.

The following communication was recived from the Executive by Mr. Pritchette Secretary of state.

To the House of Representatives:

I have this day approved, and filed in the office of the secretary of state, a resolution entitled "A resolution directing

the deposits of the public moneys," and for other purposes.

STEVENS T. MASON.

February 23, 1836.

On motion, the house resolved itself into a committee of the whole, Mr. Burdick in the Chair on the bill entitled "A bill to incorporate the Allegan and Marshall rail road company," and after spending some time therein, the committee rose reported progress and asked and obtained leave to sit again.

Mr. Hart from leave granted, reported a bill to alter the northern boundary line of the county of Lapeer.

On motion adjourned.

WEDNESDAY, Feb. 24, 1836.

The roll being called the following members were absent; Messrs. Bradshaw, Godfroy, G. Howe, Levake, Miller, Tacles, Wheeler, Whipple.

The minutes of the previous meeting having been read, the following petitions were presented, and severally referred to the committee on internal improvements.

By Mr. Sherman;

A petition from Geo. Buck and others.

By Mr. Voorheis;

A petition from Wm. Smith and others.

Mr. Ullman presented the report of the treasurer of St. Joseph county, which after being read was laid on the table.

Mr. Richardson from the committee on state affairs, to whom was referred the resolution for passing an act authorizing certain counties to call on certain officers for copies of record, reported the same back to the house, adverse to the provisions of the resolution, and asked to be discharged from any further consideration of the same, which was agreed to.

Also reported "A bill providing for arranging, preparing and digesting a code of laws," which was read a first and second time and laid on the table.

Mr. Hutchins from the committee on banks and incorporations, to whom was committed the bill originating from the senate to extend the limits of the village of St. Joseph in Berrien county, and for other purposes, reported the same back to the house, with sundry amendments.

Mr. Green from the committee on enrollments, reported as correctly enrolled the bill entitled "A bill changing the name of Benjamin B. Hoar to Benjamin Hobert."

Also the bill authorizing the governor to employ counsel in the case of Lewis Brown.

Mr. Alden from the committee on printing, reported "A bill to authorize the building of dams across certain rivers, in which was incorporated the bill entitled "A bill to authorize Hosea Baker to build a dam across the Shiawasse river."

Also "A bill to authorize Daniel Coleman and others to build a dam across Grand river."

Also "A bill to authorize Sands Mc Cawley and others to build a dam across the Kalamazoo river."

Also "A bill to authorize Wm. Broadust and others to build a dam across the St. Joseph river.

Also "A bill to authorize Calvin G. Hill to build a dam across the Thorn Apple river.

Also "A bill to authorize Geo. Buck to build a dam across the St. Soseph river."

Said bill being under consideration Mr. Richardson moved to amend by striking out "twelve" in the fifth line, of the 2nd section and insert "sixteen" in lieu thereof, which was agreed to.

Mr. Burdick moved further to amend by striking out "60" in the 4th line and insert "75" in lieu thereof, which was agreed to.

On motion, said bill was ordered to be engrossed and read a third time tomorrow.

Mr. Richardson from the select committee to whom was committed the bill originating from the senate entitled, "A

bill to vacate the seat of justice in the county of Shiawassee" reported the same to the house without amendment.

On motion said bill, also the bill for locating seats of justice, were committed to a committee of the whole house.

On motion of Mr. Green,

Resolved, That the committee on the judiciary be instructed to enquire into the expediency of repealing the act entitled, "An act relating to interest on contracts, approved April 20th, 1833."

A bill for the construction of certain roads being under consideration,

On motion said bill was recommitted to the committee on internal improvements.

On motion of Mr. Richardson,

Resolved, That the committee on the judiciary be directed to enquire into the expediency of passing a law allowing the prevailing party in suits of law the same fees for travel and attendance as is allowed to witnesses, and that said committee report by bill or otherwise.

On motion the house resolved itself into a committee of the whole, Mr. Burdick in the chair, on the bill entitled, "A bill to incorporate the Allegan and Marshall railroad company, and after spending some time therein, the committee rose reported progress, and asked and obtained leave to sit again.

A message was received from the senate transmitting a bill for the concurrence of the house, entitled, "A bill to change the name of Patrick Doyle to Wm. Doyle."

Also "A resolution directing the publication of the laws."

On motion adjourned to 2 o'clock, P. M.

AFTERNOON SESSION.

On motion, The house resolved itself into a committee of the whole Mr. Burdick in the chair, on the bill to incorporate the Marshall and Allegan railroad company, and after spending some time therein, the committee rose and reported

the same back to the house with sundry amendments, which on motion was laid on the table.

On motion the house resolved itself into a committee of the whole, Mr. Whipple in the chair, on the bill originating from the senate to vacate the seat of justice in the county of Shiawassee.

Also the bill to provide for the establishing seats of justice, and after spending some time therein, the committee rose and reported the same back to the house without amendment, which was concurred in.

The bill entitled, "A bill to vacate the seat of justice in the county of Shiawassee" being under consideration,

On motion, the 39th rule being suspended, said bill was read a third time and passed.

Also the bill to provide for the establishing seats of justice being under consideration, Mr. Whipple moved to amend by inserting after the word "locate," in the 9th line of the first section, the following which was agreed to, "or having been located have been, or may hereafter be vacated;" said bill was read a third time and passed.

On motion adjourned.

THURSDAY, February 25, 1836.

The roll being called, the following members were absent: Messrs. Godfroy, Green, G. Howe, Heath, Levake, Monfore, Miller, Noyes, Niles, Smith, Sherman, Strong, Ullman, Van Every, Whipple.

The minutes of the previous meeting having been read, the following petition and remonstrances were presented, and severally referred:

By Mr. O. Howe, of Washtenaw,

A petition from David Page and others, inhabitants of the village of Ann Arbor; referred to the committee on banks and incorporations.

By Mr. Wheeler, of Lenawee,

A remonstrance from Richard S. Horton and others, inhabitants of Lenawee, against the removal of the county

seat of said county; referred to the committee on the Judiciary.

Also a remonstrance from S. Fargo and others, inhabitants of Lenawee, against the removal of the county seat; referred as above.

Mr. Morse, of Washtenaw, laid on the table the following resolutions :

Whereas the present arrangement of the General P. O. Department provides for the conveyance of the mail three times per week, for the ensuing four years, on the routes from Detroit to the mouth of the St. Joseph river and that from Detroit to Chicago; and, in the opinion of the legislature of this state, the interests and emergencies of the state require that a daily mail line should be run on the above named routes; therefore

Resolved, by the senate and house of representatives, That a joint committee, consisting of from the senate, and from this house, be appointed to memorialize the Hon. Post Master General upon the importance of establishing a daily route, or directing the present mail contractors to convey the mail daily on the respective routes above named; and the Hon. the senate, are respectfully requested to concur herein.

The following communication was received from the Executive by Mr. Pritchette, secretary of state:

To the house of representatives—

I have this day approved and filed in the office of the secretary of state, the following acts, viz.:

"An act to authorize the governor to employ counsel in the case of Lewis Brown;" and "an act changing the name of Benjamin B. Hoar to Benjamin Hobert."

STEVENS T. MASON.

February 25, 1836.

The bill to incorporate the Allegan and Marshall rail-road company being under consideration, was, after debate and sundry amendments, ordered to be engrossed and read a third time on Saturday.

The bill to authorize the building of dams across certain rivers, being under consideration, on motion, said bill was recommitted to the committee on internal improvements.

Mr. Ely, from the committee on internal improvements, to whom was committed the bill to incorporate the St. Clair and Romeo rail-road company, reported the same, and moved it be recommitted to the committee on internal improvements; which was agreed to.

On motion, the house resolved itself into a committee of the whole, Mr. Hutchins in the chair, on the bill to incorporate the stockholders of the Bank of Clinton; and after spending some time therein, the committee rose, reported progress, and asked and obtained leave to sit again.

Mr. Charter asked and obtained leave of absence for his colleague, Mr. Jackson, for one week.

On motion, adjourned until 2 o'clock P.M.

AFTERNOON SESSION.

On motion, the house resolved itself into a committee of the whole, Mr. Hutchins in the chair, on the bill to incorporate the stockholders of the Bank of Clinton; and after spending some time therein, the committee rose, reported progress, and asked and obtained leave to sit again.

A message was received from the senate, transmitting the following bills and resolutions for the concurrence of the house:

A bill to alter the names of the township of Arcadia and the village of Bronson;

A bill to extend the jurisdiction of Saginaw county;

A resolution relative to university lands;

A resolution relative to a lake road along the shores of Lake Michigan;

Also, a bill originating from the house, entitled "A bill to authorize John M. Barbour and others to build a dam across the St. Joseph river at Bertrand," with amendments;

Also, a bill to authorize the building of a dam across the Grand river, with amendment.

The following resolution from the senate was taken up and concurred in:

Whereas, by an act of congress approved May 20, 1826, the secretary of the treasury is authorized to set apart and reserve from the public sales, out of any of the public lands in the territory of Michigan, to which the Indian title may have been extinguished. &c., a quantity of lands not exceeding two entire townships, for the use and support of a university within said territory; and whereas forty-three sections of said townships, so reserved from the public sales, have been located under the direction of the secretary of the treasury, and twenty-nine sections of said lands still remain unlocated; therefore,

Resolved, by the senate and house of representatives of the state of Michigan, That our senators and representative in congress be instructed to solicit the secretary of the treasury to reserve from the public sales of lands the twenty-nine sections of land aforesaid, and that they be authorized to locate said lands wherever they may deem proper.

On motion of Mr. Hutchins,

Resolved, That his excellency, the governor, be requested to transmit copies of the said resolution to our senators and representative in congress.

Mr. Hutchins, from the judiciary committee to whom was referred certain papers and petitions relative to the removal of the county seats of the county of Branch and Lenawee asked and obtained leave to be discharged from any further consideration of the same and that it be referred to a select committee of seven members; which was agreed to.

Mr. Morse moved that an additional member be appointed on the select committee to bring in a bill entitled "An act in addition to an act entitled an act to amend an act entitled an act to incorporate the Detroit and St. Joseph's rail-road company."

The chair announced Mr. Noyse as the additional member of said committee.

On motion adjourned.

FRIDAY, February 26, 1836.

The roll being called, the following members were absent:
Messrs. Brownell, Dodge, Godfroy, G. Howe, Levake,
Miller, Niles, Richardson, Smith, Sherman, Van Every.

The minutes of the previous meeting having been read,

The following petitions were presented and severally referred.

By Mr. Hutchins;

Sundry petitions from the inhabitants of Lenawee county, praying for the removal of the county seat in said county.

Referred to the select committee on the removal of certain county seats.

By Mr. Tacles;

A petition from sundry inhabitants of the county of Macomb, for a railroad from Romeo to St. Clair, and for other purposes.

Referred to the committee on banks and incorporations.

By Mr. Heath;

A petition from Benj. C. Cox and others for a ferry upon the St. Clair river.

Referred to the committee on the judiciary.

By Mr. Tacles;

A petition from sundry inhabitants of the village of Romeo, praying for the incorporation of said village.

Referred to the committee on banks and incorporations.

By the Chair;

A petition from Luther W. Hart and others.

Referred as above.

Mr. Summers asked and obtained leave of absence for Messrs. Ellenwood and Voorheis, for four days.

Mr. Alden asked and obtained leave of absence for Mr. Brewer until Monday next.

Mr. Morse from the select committee to whom it was assigned to bring in a bill entitled "An act in addition to an act, entitled an act, to amend an act, entitled an act to incorporate the Detroit and St. Joseph railroad company," reported

the same to the house, which was read the first and second time, and referred to the committee on the judiciary.

On motion of Mr. Hutchins,

Resolved, That the select committee on the removal of county seats be instructed to make report upon the matters referred to them, as soon as practicable.

Mr. Ullman called up from the table the report of the treasurer of St. Joseph county, and moved it be committed to the select committee on county treasurer's reports, which was agreed to.

Mr. Noyes from former notice given, asked and obtained leave to bring in "A bill to incorporate the Calhoun county bank."

The chair announced Messrs. Noyes, Hutchins Morse as the committee, to bring in said bill.

Mr. Odell gave notice that at some future day he should ask leave to bring in a bill organizing a board of county commissioners for each county in this state.

Mr. Green gave notice that he should at some future day ask leave to bring in a bill to incorporate an academy in the village of Niles, Berrien county.

On motion of Mr. Monfore,

Resolved, That the committee on the judiciary be directed to enquire into the expediency of passing a law prohibiting any cashier or clerk employed in the bank, to act as notary public.

Mr. Noyes from the select committee to whom it was assigned to bring in a bill to incorporate the Calhoun county bank, reported the same, which was read a first and second time, and committed to the committee on banks and incorporations.

Mr. Hart gave notice that he should at some future day ask leave to bring in a bill to extend the judicial limits of the county of Lapeer.

The 39th rule being suspended, the following bills and resolutions, originating from the senate, being under considera-

tion, were read the first and second time, and committed to a committee of the whole.

A bill to change the name of Patrick Doyle to William Doyle.

A bill to extend the jurisdiction of Saganaw county.

A bill to alter the names of the township of Arcadia, and the village of Bronson.

A resolution directing the publication of the laws.

A resolution relative to a lake road along the shore of lake Michigan.

Mr. Ely from the committee on internal improvements, reported a bill to incorporate the Walled Lake Steam Mill company, which was read a first and second time, and laid on the table.

Mr. Lothrop from former notice given, asked and obtained leave to bring in a bill to confirm the location of the county seat of Van Buren county.

The chair announced Messrs Lothrop, Hart, Burdick, as the committee to bring in said bill.

On motion, the house resolved itself into a committee of of the whole, Mr. Richardson in the chair, on the bill providing for arranging, preparing, and digesting a code of laws, and after spending some time therein, the committee rose and reported the same back to the house with sundry amendments, which were concurred in.

The 22nd rule being suspended, on motion, said bill was ordered to be engrossed and read a third time to-day.

On motion, the house resolved itself into a committee of the whole, Mr. Hutchins in the chair, on the bill to incorporate the stockholders of the bank of Clinton, and after spending some time therein, the committee rose, reported progress, and asked and obtained leave to sit again on Tuesday next.

Mr. Geo. W. Wisner tendered his resignation to the house as reporter, which was accepted.

The bill providing for arranging, preparing and digesting

a code of laws, being under consideration, was read a third time and passed.

Mr Richardson asked and obtained leave of absence for Mr. Niles, for three days.

On motion, adjourned.

SATURDAY, February 27, 1836.

The roll being called the following members were absent: Messrs. Brownell, Ferrington, Godfroy, Green, G. Howe, Hart, Levake, Monfore, Miller, Odell, Richardson, Smith.

The minutes of the previous meeting having been read, Mr. Alden asked and obtained leave of absence for Mr. Matthews for three days from Monday next.

Mr. Hutchins asked and obtained leave of absence for Mr. Green until Tuesday next.

Mr. O. Howe asked and obtained leave of absence for Mr. Hill for three days.

A message was received from the senate announcing their concurrence in the amendment made by the house to the bill entitled "A bill to provide for establishing seats of justice."

Also their concurrence in the resolution, originating in the house, relative to transmitting certain copies of a joint resolution relative to the university lands, accompanied with the following bill and resolution for the concurrence of the house.

"A bill to organize a township in the county of Genessee."

"A resolution relative to an appropriation for improvements in certain rivers."

"A resolution relative to the election of treasurer."

Mr. Wheeler presented a remonstrance from certain inhabitants of the county of Lenawee against the removal of the present county site.

Referred to the committee on the removal of county seats.

By the Speaker.

A petition from H. C. Goodrich and others, inhabitants of the county of Calhoun.

Referred to the committee on the organization of townships and counties.

Also a petition from Wm. L. Pearl and others.

Referred as above.

Mr. Lothrop presented a petition from Lyman Daniels for the privilege of a ferry across the Detroit river at Ham-tranck.

Referred to the committee on banks and incorporations.

On motion an additional number of two were appointed on the committee on the organization of townships and counties consisting of Messrs. Mead and Brown.

Mr. Ely from the committee on internal improvements to whom was committed the bill to incorporate the St. Clair and Romeo railroad company, reported the same back to the house with sundry amendments which was read a first and second time by its title, and laid upon the table.

Mr. Hutchins, from the committee on the judiciary, reported "A bill to render certain persons therein named ineligible to the office of notary public."

Also the bill which was committed to that committee, entitled "An act in addition to an act entitled an act to amend an act entitled an act to incorporate the Detroit and St. Joseph rail-road company," with an amendment.

Also the bill entitled "A bill to organize the county of Genesee."

Mr. Hutchins, from the committee on banks and incorporations, reported the petition from B. C. Cox and others, adverse to the prayer of the petitioners, and asked and obtained leave to be discharged from any further consideration of the same.

On motion, said petitioners have leave to withdraw the same.

Also the petition of sundry inhabitants of the village of Romeo for the incorporation of said village, and asked and obtained leave to be discharged from any further consideration of the same.

On motion, the petitioners have leave to withdraw said petition.

Also sundry petitions for the construction of the Romeo and St. Clair rail-road, and for other purposes, adverse to the prayer of the petitioners, and asked leave to be discharged from any further consideration of the same.

On motion, said report and petitions were laid upon the table.

On motion, the resolution transmitted from the senate was taken up and read as follows:

Whereas it is important to the northern part of the state of Michigan, that the obstructions be removed from the navigable waters of the Maple, Shiawassee, Flint and Cap rivers.

And whereas, were the obstructions removed from said streams, small steam-boats would be able to ascend for many miles into the interior.

And whereas, by a comparatively small expense, the waters of the Maple and Shiawassee can be connected by rail-road or canal, and thereby bring into market large tracts of government lands, and convert what is now a wilderness into the most flourishing part of the northern section of the state of Michigan. Therefore,

Resolved by the senate and house of representatives of the state of Michigan, That our senators and representative in congress be, and they are hereby, requested to use their exertions to obtain from congress, at its present session, an appropriation, either in money or lands, sufficient to effect the object.

Resolved, That the secretary of state be instructed to transmit a copy of these resolutions to our senators and representative in the congress of the United States.

On motion, the above was concurred in.

Mr. Morse called for the reading of the resolution laid on the table by him yesterday, relative to memorializing the Post Master General for the establishing a daily mail on certain routes in this state, and moved to fill first blank with two and last blank with three; which was agreed to.

Said resolution, as amended, was adopted.

The chair announced Messrs. Morse, Felch, and Williams as said committee, on the part of the house.

Mr. Hutchins gave notice that he should, on some future day, ask leave to bring in a bill to incorporate the Adrian female seminary.

The bill to incorporate the Allegan and Marshall rail-road company coming under the general order of the day, was taken up, and, on motion of Mr. Lothrop, said bill was ordered to lay upon the table.

On motion of Mr. Burdick,

The house resolved itself into a committee of the whole, Mr. Whipple in the chair, on the following bills:

"A bill to extend the jurisdiction of Saginaw county."

"A bill to alter the names of the township of Arcadia and the village of Bronson."

"A bill to change the name of Patrick Doyle to William Doyle."

And after spending some time therein, the committee rose and reported the same back to the house without amendment; which was concurred in.

The above bills were ordered to be engrossed and read a third time on Monday.

On motion, the house resolved itself into a committee of the whole, Mr. Noyes in the chair, on the resolution directing the publication of the laws, and, after spending some time therein, the committee rose, reported progress, and asked and obtained leave to sit again.

The following communication was received from the executive, by Mr. Pritchett, secretary of state.

To the House of Representatives:

I have this day approved, and filed in the office of the secretary of state, an act entitled "an act to vacate the seat of justice of the county of Shiawassee."

STEVENS T. MASON.

Feb. 26, 1836.

On motion, the petitioners have leave to withdraw said petition.

Also sundry petitions for the construction of the Romeo and St. Clair rail-road, and for other purposes, adverse to the prayer of the petitioners, and asked leave to be discharged from any further consideration of the same.

On motion, said report and petitions were laid upon the table.

On motion, the resolution transmitted from the senate was taken up and read as follows:

Whereas it is important to the northern part of the state of Michigan, that the obstructions be removed from the navigable waters of the Maple, Shiawassee, Flint and Cap rivers.

And whereas, were the obstructions removed from said streams, small steam-boats would be able to ascend for many miles into the interior.

And whereas, by a comparatively small expense, the waters of the Maple and Shiawassee can be connected by rail-road or canal, and thereby bring into market large tracts of government lands, and convert what is now a wilderness into the most flourishing part of the northern section of the state of Michigan. Therefore,

Resolved by the senate and house of representatives of the state of Michigan, That our senators and representative in congress be, and they are hereby, requested to use their exertions to obtain from congress, at its present session, an appropriation, either in money or lands, sufficient to effect the object.

Resolved, That the secretary of state be instructed to transmit a copy of these resolutions to our senators and representative in the congress of the United States.

On motion, the above was concurred in.

Mr. Morse called for the reading of the resolution laid on the table by him yesterday, relative to memorializing the Post Master General for the establishing a daily mail on certain routes in this state, and moved to fill first blank with two and last blank with three; which was agreed to.

Said resolution, as amended, was adopted.

The chair announced Messrs. Morse, Felch, and Williams as said committee, on the part of the house.

Mr. Hutchins gave notice that he should, on some future day, ask leave to bring in a bill to incorporate the Adrian female seminary.

The bill to incorporate the Allegan and Marshall rail-road company coming under the general order of the day, was taken up, and, on motion of Mr. Lothrop, said bill was ordered to lay upon the table.

On motion of Mr. Burdick,

The house resolved itself into a committee of the whole, Mr. Whipple in the chair, on the following bills:

"A bill to extend the jurisdiction of Saginaw county."

"A bill to alter the names of the township of Arcadia and the village of Bronson."

"A bill to change the name of Patrick Doyle to William Doyle."

And after spending some time therein, the committee rose and reported the same back to the house without amendment; which was concurred in.

The above bills were ordered to be engrossed and read a third time on Monday.

On motion, the house resolved itself into a committee of the whole, Mr. Noyes in the chair, on the resolution directing the publication of the laws, and, after spending some time therein, the committee rose, reported progress, and asked and obtained leave to sit again.

The following communication was received from the executive, by Mr. Pritchett, secretary of state.

To the House of Representatives:

I have this day approved, and filed in the office of the secretary of state, an act entitled "an act to vacate the seat of justice of the county of Shiawassee."

STEVENS T. MASON.

Feb. 26, 1836.

On motion, the house resolved itself into a committee of the whole, Mr. Whipple in the chair, on the following bills:

"A bill to organize a township in the county of Genessee."

"A bill to extend the limits of the village of St. Joseph, in Berrien county."

"A bill to organize the county of Genessee."

And after spending some time therein, the committee rose and reported the same back to the house.

The bill to organize a township in the county of Genessee, reported from the committee of the whole without amendment; was concurred in.

The bill to organize the county of Genessee, and the bill to extend the limits of the village of St. Joseph, in Berrien county, and for other purposes, which were reported from the committee of the whole, were laid upon the table.

The 16th rule being suspended.

On motion of Mr. Ulman,

Resolved, (if the senate concur) That the representatives of the state of Michigan to congress, be, and they are hereby, instructed to use their exertions in getting an appropriation from the general government for improving the navigation of the St. Joseph and Kalamazoo rivers.

On motion adjourned.

MONDAY, February 29, 1836.

The roll being called the following members were absent: Messrs. Brownell, Godfroy, G. Howe, Hart, Monfore, Smith, Wheeler, Williams.

The minutes of the previous meeting having been read,

A message was received from the senate, transmitting a bill originating from the house, entitled "A bill to authorize the building a bridge over the river St. Joseph, at the village of Niles, in the county of Berrien," with an amendment thereto, to alter the title to "A bill to incorporate the Niles Main-street free bridge company."

Mr. Alden asked and obtained leave of absence for Mr. Miller.

The following petitions were presented and severally referred,

By Mr. Miller;

A petition from L. Blackman and others, referred to the committee on the organization of townships and counties.

Also a petition from sundry inhabitants of the counties of Lenawee, Hillsdale and Branch ; referred to the committee on internal improvements.

Also the petition of Salmon Sharp and others, for the organization of a certain town ; referred to the committee on the organization of townships and counties.

The question being upon the consideration of the report made by the chairman of the committee on banks and incorporations yesterday, on sundry petitions for the incorporation of the Romeo and St. Clair rail-road, adverse to the petitioners, was disagreed to, and, on motion, said petitions were recommitted to the committee on banks and incorporations.

Mr. Dodge presented a petition from William Babcock and others; referred to the committee on the organization of townships and counties.

Mr. Hutchins presented a petition from Asahel Finch and others; referred to the committee on banks and incorporations,

On motion of Mr. Richardson,

Resolved, That Henry A. Levake, Esq., a member of this house from the county of Chippewa, be allowed for thirteen days services, as a member at the last session of this house, together with the mileage, as fixed by a resolution of both houses at the last session.

Resolved, That Lewis T. Miller, Esq., also a member of this house, from the county of Hillsdale, be allowed mileage and attendance at the last session of the house, as fixed by the resolution of both houses.

Mr. Noyes offered the following resolution:

Resolved, That Joseph K. Everill, editor of the Macomb Democrat be & he is hereby appointed Reporter of this house.

Resolved, That the clerk be requested to inform him of the adoption of the foregoing resolution.

Mr. Morse moved to amend the same by substituting the following which was agreed to.

Resolved, That the printers for this house be requested to report the debates of this house.

The following bills originating from the senate, being under consideration were read a third time, and passed.

"A bill to change the name of Patrick Doyle to Wm. Doyle."

"A bill to extend the jurisdiction of Saganaw county.

"A bill to alter the names of the township of Arcadia, and the village of Bronson."

"The bill to extend the limits of the village of St. Joseph in Berrien county, and for other purposes."

Also the bill to organize the county of Genessee coming under the general order of the day, were taken up, and on motion were laid upon the table.

The bill transmitted from the senate entitled, "A bill to incorporate the Niles main street free bridge company," was taken up, and on motion, was laid upon the table.

A message was received from the senate transmitting a bill originating from the house with amendments entitled, "A bill providing for preparing, digesting and arranging a code of laws."

Also a report on so much of the governor's message as relates to the abolition of slavery.

On motion of Mr. Ullman the house resolved itself into a committee of the whole, Mr. Whipple in the chair on the bill to incorporate the Constantine and Niles canal railroad company, and after spending some time therein, a quorum not appearing present, the committee rose, reported progress, and asked and obtained leave to sit again.

A quorum appearing present,

On motion the house again resolved itself into a committee of the whole, and after spending some time therein, the committee rose, and reported the same back to the house with sundry amendments, which were concurred in.

On motion said bill was laid upon the table.

Mr. Alden called up the resolution transmitted from the senate relative to the election of state treasurer and moved to amend by striking out the 27th day of February and insert "2nd March" in lieu thereof, which was agreed to.

The resolution as amended was adopted.

On motion adjourned.

TUESDAY, March 1, 1836.

The roll being called, the following members were absent: Messrs. Brownell, Godfroy, Green, Hutchins, G. Howe, Hill, Morse, Mathews, Monfore, Miller, Niles, Richardson, Smith, Sherman, Whipple, Williams.

The minutes of the previous meeting having been read, Mr. Ulman asked and obtained leave of absence for Mr. Sherman for the remainder of the week.

Mr. Alden moved to reconsider the vote taken on the adoption of the resolution yesterday, relative to fixing the time for the election of state treasurer; and further moved to strike out 2nd and insert 1st in lieu thereof, which was agreed to; the resolution as amended was adopted.

The following petitions were presented and severally referred

By Mr. Dodge,

A petition from Joseph Aikin and others; referred to the committee on the organization of townships and counties.

By Mr. Felch,

A petition from Abraham C. Truax, for liberty to erect a dam across the Huron river; referred to the committee on internal improvements.

By Mr. Heath,

A petition from B. C. Cox and others; referred to the committee on the judiciary.

Mr. Ely, from the committee on internal improvements, presented a report on that part of the governor's message which relates to internal improvements; accompanied with a bill for the appointment of a board of commissioners on internal improvements, and offered the following resolution which was adopted.

Resolved, That the report and bill just received from the committee on internal improvements be re-referred to the same committee; with instructions to report a bill authorizing the governor to borrow a sum of money, not exceeding three millions of dollars, to be applied to purposes of internal improvement.

A message was received from the senate, announcing their concurrence in the amendment made by the house to the resolution fixing the time for the election of treasurer.

Also their concurrence in the resolution instructing our senators and representative in congress to procure an appropriation for the improvement of the St. Joseph and Kalamazoo rivers.

Mr. Lothrop, from the select committee on the removal of county seats, made the following report, which was read the 1st and 2nd time and laid upon the table.

REPORT.

From the documents and evidence which your committee have examined it appears that, in the spring of the year 1824, the governor of the late territory, at the request of Messrs. Evans, Brown and Wing, appointed five citizens, inhabitants of the county of Monroe, to explore the county of Lenawee and select the position most proper, under all circumstances upon lands owned by government, for the seat of justice of said county, and to receive donations from the persons on whose lands the seat of justice should be located, towards the commencement and completion of the necessary public buildings of said county. At that time there were but two purchases made of the United States in the county, and both of them on the extreme edges of the county. The individuals

appointed, as aforesaid, to locate the seat of justice of said county, reported unanimously in favor of locating the same on the north-west quarter of section number thirty-four, township number six, south of range four east of the base line—the townships being on the northern border of the county and on lands owned by Messrs. Evans, Brown and Wing, and on condition that they should build at their own expense a bridge across the river Aux Raisin, for the accomodation of the inhabitants; and also obligate themselves to furnish six hundred dollars in materials and money towards the erection of public buildings, when they should be called upon for that purpose by the proper authority of the county.

It appears from the following resolution of the legislative council, that Messrs. Evans, Brown and Wing have been released from the performance of their contract.

Resolved by the legislative council of the territory of Michigan, That Musgrove Evans, Joseph W. Brown, and Austin E. Wing are hereby exonerated and discharged from any contract obligation or provision, made in the year 1824, to furnish materials or money towards the erection of a court-house and jail in the county of Lenawee.

At this time a large majority of the people of Lenawee have come by petition and demanded of this legislature a removal of the present site of justice to the village of Adrian. Every township in the county has become more or less settled, and it is now satisfactorily known that every part of the county is equally susceptible of supporting a dense population, and your committee have come to the unanimous conclusion that the prayer of the petitioners ought to be granted and that the seat of justice of said county ought to be more central.

In order that the people of the county may suffer no inconvenience for the want of public buildings to hold courts in and do other public business, your committee would recommend that the seat of justice remain at Tecumseh for two years; in the mean time the people of the county can erect

suitable public buildings at Adrian, and your committee are happy to state that the representatives of those in favor of a removal, and also those opposed have yielded their assent to the bill as one which will give universal satisfaction to the people of the county of Lenawee, which your committee have the honor herewith to report to this house.

Also reported a bill to vacate the present seat of justice in the county of Lenawee, and establish the same in the village of Adrian, in the said county, which was read the first and second time, and laid upon the table.

The engrossed bill to incorporate the Allegan and Marshall railroad company having been ordered to a third reading this day, was taken up and read.

Mr. Niles of Oakland moved that the bill do now pass.

Mr. Lothrop of Kalamazoo raised a question of order, and contended that under the 2d section of article twelve of the constitution, it is incompetent to take a vote on the passage of said bill, there not being two thirds of all the members elected to the house present.

The speaker decided that it was competent to take the question on the ground that to pass an act of incorporation the vote of two thirds of the members present was sufficient.

Mr. Lothrop appealed from the decision of the chair.

The question being whether the decision of the chair shall stand as the decision of the house,

On motion of Mr. Hutchins, the motion was laid upon the table.

The following communication was received from the Executive by Mr. Pritchette, secretary of state:

To the house of representatives—

I have this day approved and filed in the office of the secretary of state, a resolution entitled "A resolution in relation to university lands."

STEVENS T. MASON.

March 1, 1836,

The speaker announced that the time had arrived for the

election of a state treasurer, in accordance with the resolution this day adopted.

He thereupon announced Messrs. Hutchins, Felch, Howe, as the committee to conduct the senate to seats.

IN JOINT ASSEMBLY.

The senate having been conducted to seats,

The question being that this convention do now proceed to the election of a state treasurer, it was agreed to.

The president of the senate announced Mr. Mc Donell on the part of the senate, and Mr. Whipple on the part of the house as tellers.

The tellers after canvassing the votes, announced the result to be as follows.

For Henry Howard, 42.

For Alpheus White, 2.

The president of the senate announced that Henry Howard having received a majority of the votes, was therefore duly elected.

On motion the convention then adjourned.

HOUSE OF REPRESENTATIVES.

The bill to authorize John M. Barbour and others to build a dam across the St. Joseph river at Bertrand, originating from the house, which was transmitted from the senate with amendments, was taken up and concurred in.

Also the bill to authorize the building a dam across Grand river, with amendments, which was concurred in.

The bill providing for preparing, digesting, and arranging a code of laws, originating from the house, which was transmitted from the senate with sundry amendments, was taken up.

The question being upon the amendments, as made by the senate, to the second section, they were concurred in.

The question being upon concurring in the amendment to strike out the third section,

On motion adjourned.

WEDNESDAY, March 2, 1836.

The roll being called, the following members were absent: Messrs. Ellenwood, Golsfroy, Mathews, Niles, Voorheis.

The minutes of the previous meeting having been read,

Mr. Hart presented a petition from sundry inhabitants of town three, north of range six east, for the organization of a township in the county of Livingston; referred to the committee on the organization of townships and counties.

On motion of Mr. Ulman,

Resolved, That the secretary of state be, and he is hereby, required to transmit a copy of the resolution adopted yesterday, instructing our senators and representative to procure an appropriation for the improvement of the St. Joseph and Kalamazoo rivers.

The bill originating from the house providing for preparing, digesting and arranging a code of laws transmitted from the senate, with an amendment, to strike out the third section of said bill, was taken up, and the question being upon a concurrence to the amendment it was non-concurred in.

Mr. Morse gave notice that he should on to-morrow ask leave to bring in a bill relative to records of deeds and other conveyances of lands.

On motion of Mr. Felch,

Resolved, That the speaker be requested to call upon the state-printers and ascertain why their paper, which is laid upon the members table each morning, does not contain the journal of the proceedings of this house of the day next preceding its publication.

The report transmitted from the senate for the concurrence of the house, on that part of the governor's message which relates to the abolition of slavery, was taken up and read.

Mr. Lothrop moved to amend the same by striking out all after the word "states," in the last resolution to the word "and;" and further moved to strike out the words "all the other states," and insert the words "of each state" in lieu thereof; which was agreed to.

Mr. Felch moved further to amend, by striking out all after the word "resolved" in the third resolution to the word "are" in the second line, and insert the following in lieu thereof: "That the exertions of associations or individuals, in distributing incendiary publications on the subject of slavery among our southern brethren, or in any manner endeavoring to excite the slave against the master, or the southern slaveholder against the citizens of the non-slaveholding states."

The question being upon the concurrence in the amendment, it was negatived.

Mr. Noyes moved further to amend, by striking out the word "abolition" in the first line, and the words "called themselves abolitionists" in the second line of the third resolution; which was agreed to.

Mr. Whipple moved further to amend, by striking out all after the word "descriptions" in the twenty-sixth line of the report to the word "institutions," and insert the following in lieu thereof: (which was agreed to) "and institutions reared by the wisdom and cemented by the blood of our ancestors put in jeopardy."

The report as amended was concurred in.

A message was received from the senate, transmitting a resolution, with amendment, originating from the house, for a joint committee to memorialize the Hon. post master general for daily mails, in lieu of tri-weekly, on certain routes.

Also a bill, for the concurrence of the house, requiring the publication of notices in certain cases.

The following communication was received from the executive by Mr. Pritchette, secretary of state.

To the House of Representatives:

I have this day approved and filed in the office of the secretary of state, the following acts, viz.

"An act to change the name of Patrick Doyle to William Doyle."

"An act to alter the names of the township of Arcadia and the village of Bronson."

"An act to extend the jurisdiction of Saginaw county."

"An act to organize a township in the county of Genesee."

STEVENS T. MASON.

March 2, 1836.

The resolution transmitted from the senate for the concurrence of the house relative to a lake road along the shore of lake Michigan, was taken up, and after being read was concurred in.

Also the bill requiring the publication of notices in certain cases was read the first and second time and laid on the table.

The resolution originating from the house for a joint committee to memorialize the hon. Post Master General for daily mails in lieu of tri weekly on certain routes, transmitted from the senate with amendment, was taken up and concurred in.

The unfinished business of yesterday being on the question of order on the appeal from the decision of the chair as to the construction of the second section of the 12th article of the constitution, was taken up, and the question being upon concurring in the decision of the chair was decided by ayes and nays in the negative as follows:

Yeas—Messrs. Alden, Bradshaw, Burdick, Crossman, Dodge, Ely, Hutchins, O. Howe, Hart, Morse, Noyes,—11.

Nays—Messrs. Brewer, Brownell Britton, Charter, Felch, Higley, Heath, Lothrop, Mead, Odell, Sherman, Strong, Summers, Tacles, Whipple, Wheeler,—16.

Mr. Whipple moved for a reconsideration of the vote just taken.

Mr. Hutchins from the committee on the judiciary, reported a bill to provide for the election of certain county and township officers, and for other purposes, which were read a first and second time and laid on the table.

Mr. Odell asked and obtained leave of absence for Mr. Smith.

On motion of Mr. Hutchins,

Resolved, That the committee on internal improvements be instructed to enquire into the expediency of authorizing Philander R. Howe to build a dam across Looking-glass river, in township No. 5 north, of range No. 4 west, on section No. 14, and report by bill or otherwise.

Mr. Hutchins asked and obtained leave of absence for Mr. Noyes until Monday next.

On motion adjourned.

THURSDAY, March 3, 1836.

The roll being called, the following members were absent: Messrs. Brown, Ellenwood, Godfroy, Matthews, Richardson, Voorheis.

The minutes of the previous meeting having been read,
The following claims and petitions were presented and severally referred:

By Mr. Ullman;

An account from the treasurer of St. Joseph county.

Referred to the committee on accounts and claims.

By Mr. Green;

A petition from Wm. Smith and others inhabitants of the county of Jackson.

Referred to the committee on the organization of townships and counties.

Also a petition from B. H. Packard.

Referred as above.

Also a petition from Wm. O. Cross and others.

Referred as above.

Also a petition from Abner Spencer and others.

Referred as above.

Mr. Green from the committee on enrollments, reported as correctly enrolled the following bills which were signed by the speaker:

"An act to authorize the building of a dam across the Grand river."

"An act to authorize John M. Barbour and others to build a dam across the St. Joseph river at Bertrand.

Mr. Hutchins from the committee on banks and incorporations, reported a bill to incorporate the Ann Arbor Woolen manufacturing company, which was read the first and second time and laid upon the table.

Also from the committee on the judiciary, A bill entitled an act, in addition to an act, entitled an act, to amend an act, entitled an act to incorporate the Erie and Kalamazoo railroad company, which was read the first and second time and laid on the table.

Mr. Ely from the committee on internal improvements to whom was committed the bill for the construction of certain roads, reported the same back to the house with sundry amendments, which after being read was ordered to be ingrossed, and read a third time.

Mr. Morse from former notice given, asked and obtained leave to bring in a bill "concerning the records of Deeds and other conveyances of lands."

The chair announced Messrs. Morse, Felch, Brewer as the committee to bring in said bill.

Mr. Hart from notice given, asked and obtained leave to bring in a bill to attach the county of Saline to the county of Lapeer, for judicial purposes.

The chair announced Messrs. Hart, Ullman, Sherman, as the committee to bring in said bill.

Mr. Odell from former notice given asked and obtained leave to bring in a bill to organize a board of commissioners in each county of this state.

The chair announced Messrs. Odell, Summers, Strong as the committee to bring in said bill.

Mr. Morse from the select committee appointed to bring in the bill "concerning the records of deeds and other conveyances of lands, reported the same to the house, which was read twice and laid on the table.

On motion of Mr. Whipple,

Resolved, That a select committee be appointed to consist of five members to take into consideration the propriety of

extending relief to the orphan asylum of the city of Detroit.

On motion of Mr. Hutchins,

Resolved, That the speaker invite M. J. Bacon, Esq. of this city to deliver a lecture on education in this hall on Friday evening next, or at such other time as the speaker may designate.

Mr. Lothrop gave notice that he should on some future day ask leave to bring in a bill to authorize the supervisors of Kalamazoo county to borrow a sum of money for the purposes therein mentioned.

On motion of Mr. Morse,

Resolved, That the committee on internal improvements be instructed to enquire into the expediency of constructing a railroad from Monroe to intersect the Detroit and St. Joseph railroad at Ypsilanti, to be owned and controlled by the state or an incorporated company, and report by bill or otherwise.

Mr. Odell from the select committee appointed to bring in the bill to organize a board of commissioners in each county of the state, reported the same which after being read the first time was committed to the committee on state affairs.

Mr. Whipple gave notice that he should on some future day ask leave to introduce a bill to authorize the board of supervisors of Calhoun county to borrow a sum of money to erect public buildings.

The bill originating from the house to authorize the building of a bridge over the river St. Joseph at the village of Niles in the county of Berrien, transmitted from the senate with amendment, so that the title reads, "A bill to incorporate the Niles main street free bridge company," was taken up, and on motion committed to the committee on the judiciary.

The bill to extend the limits of the village of St. Joseph, in Berrien county, and for other purposes, was taken up with sundry amendments, and, on motion, was again laid upon the table.

The bill transmitted from the senate to organize the county of Genessee, was taken up, with amendment; which was concurred in.

Said bill was ordered to be read a third time to-day.

The above being under consideration was read a third time and passed.

On motion, the house resolved itself into a committee of the whole, Mr. Alden in the chair, on the bill to vacate the present seat of justice in the county of Lenawee, and establish the same at the village of Adrian, in said county; and after spending some time therein, the committee rose and reported the same back to the house, with sundry amendments, which were concurred in.

The above bill being under consideration, was ordered to be engrossed and read a third time to-morrow.

On motion of Mr. Ulman, the bill to incorporate the Constantine and Niles canal or rail-road company was taken up, with sundry amendments, which were severally concurred in.

Said bill was ordered to be engrossed and read a third time.

Mr. Morse offered the following resolution:

Resolved, That no member who shall absent himself from his seat in this house shall be entitled to his per diem allowance, unless prevented from attendance by indisposition of himself or family, or unless he shall render other reasons satisfactory to this house, for such absence. And the roll may be called at any time, on motion of a member, to see what members are absent.

Mr. Whipple moved to amend the same by substituting the following, which amendment was accepted.

By the mover, Mr. Morse,

Resolved, That no member shall receive pay who absents himself without leave of the house ; and the clerk is hereby directed to furnish the speaker, at the expiration of the present session of the legislature, with the names of members who may absent themselves as aforesaid. And no member shall be excused unless a good cause be shown.

Mr. Higley moved to amend said resolution by substituting the following:

Resolved, That no member of this house receive his per diem allowance for any greater number of days than he is in attendance in the house.

Mr. Lothrop moved to amend the amendment by substituting the following, which was lost.

Resolved, That in making up the pay-roll of the members of this house, at the close of the session, no member shall be allowed pay except for the number of days he shall actually have been in attendance, unless he shall have been prevented from attendance on account of ill health.

The question being on the amendment offered by Mr. Higley, it was lost.

The question recurring on the original resolution offered by Mr. Whipple, Mr. Summers called for the yeas and nays; when it was decided in the affirmative, as follows:

Yeas—Messrs. Alden, Brewer, Brownell, Burdick, Charter, Crossman Dodge, Ely, Felch, Hutchins, O. Howe, Higley, Hart, Mead, Morse. Monfore, Odell, Sherman, Strong, Tacles, Ulman, Wheeler, Whipple (speaker)—24.

Nays—Messrs. Britton, Lothrop, Summers—3.

On motion adjourned.

FRIDAY, March 4, 1836.

The roll being called the following members were absent: Messrs. Godfroy, Green, G. Howe, Monfore, Niles, Smith, Whipple.

The minutes of the previous meeting having been read,

The following petitions were presented and severally referred:

By Mr. Ulman,

A petition from A. S. Rowley and others; referred to the committee on internal improvements.

By Mr. Hart,

A petition from certain inhabitants of town three, north of range six east; referred as above.

By Mr. Voorheis,

A petition from Charles Sheldon and others; referred as above.

Mr. Lothrop, from the select committee on the removal of county seats, made the following report, which, after being read, was accepted:

The select committee, to whom was referred the petitions of sundry inhabitants of Branch county, for the removal of the seat of justice of said county to some point on the Chicago road, and also remonstrances of sundry inhabitants of said county against said removal, have had the whole subject under consideration, and ask leave to make the following report.

The present seat of justice of the county of Branch was located in the fall of A.D. 1831, by Messrs. Disbrow, Rowland and O'Keefe, commissioners appointed by the executive of the late territory.

Your committee, after a full investigation of the history of the location and all the circumstances attending the same, have come to the unanimous conclusion that the present location was secured by the fraud and deception of one of the commissioners, viz. Mr. Disbrow. But from that fact alone, your committee are not prepared to say that the acts of the commissioners and the proclamation of the executive confirming the same, shall or ought to be null and void.

But your committee are unable to agree whether it is expedient, at this time, to vacate the said seat of justice and locate the same at some other place; and if they could agree on the expediency, they could not agree on a bill providing for such vacation, and would report the following facts to the house.

Almost at every session of the legislative council, since the location of the present seat of justice, the people of Branch county have been asking a removal. Once the committee to whom their petitions were referred, reported averse to the prayer of the petitioners. Again, a bill was reported and lost in the council, on its final passage, by only one vote.

At this time a large majority, as is acknowledged by those in favor and also by those opposed, have come to the bar of this house by petition and demanded that the present seat of justice be removed. Those in favor, urge as reasons, why it should be done, that in addition to its being located through fraud, it is not in the business centre of the county, that it will never convene the interest of the county as well where it now is, as at some point on the Chicago road—that the public improvement of the county is two years behind what it would have been, had the seat of justice been on some point on said road. Those opposed, urge that the present location is nearer the geographical centre of said county than at any point of the Chicago road—that it is surrounded by good natural advantages, such as a good water power, a beautiful site for the building of a village &c., and that in a few years the roads will be as good and the place as easily accessible from all parts of the county, as is any other point in said county.

From a diagram of the county of Branch, laid before the committee, we find that the Chicago road enters the county on the east line of said county, about one and a half miles north of the centre line and crosses the centre line from north to south one mile north of the geographical centre of said county, and then runs in a southwesterly direction, leaving the county on the west line, about five miles north of the southwest corner of said county, that the present county seat is situated about one half mile north, and one half mile east of the geographical centre of said county, and south of the Chicago road three-fourths of a mile.

It is proposed by the present proprietors of said county seat to open a road, commencing at point on the Chicago road about five miles east of the centre of said county, and running directly by the present county seat, intersecting the Chicago road west, which will shorten the distance in traveling from east to west, from three-fourths to a mile. But this road must run through heavy timbered lands, and like all

roads similarly located, must be for a part of the year almost impassable, while on the contrary the Chicago road runs over beautiful prairie and oak openings, and is an excellent road at all seasons of the year.

Your committee believe these are all the facts pro and con that appertain to the case, all of which, together with the bill which was referred to them, they respectfully submit to the house, with the accompanying resolution, without expressing any opinion thereon.

Resolved, That this committee be discharged from the further consideration of the subject.

Accompanied with a bill which had been committed to them to provide for the removal of the seat of justice of the county of Branch.

On motion, said bill was committed to the committee of the whole and made the special order of the day for to-morrow.

Mr. Whipple from the committee on the judiciary, to whom was referred the petition of B. C. Cox, and others, and also the petition of Lyman J. Daniels, reported the same back to the house adverse to the prayer of the petitioners, and asked and obtained leave to be discharged from any further consideration of the same.

On motion, said petitioners have leave to withdraw their petitions.

Mr. Ullman laid on the table the following resolution:

Resolved, (if the senate concur) That the legislature will adjourn on the day of March instant, subject to be convened by his excellency the governor, when in his wisdom it shall appear necessary.

Mr. Lothrop from former notice given, asked and obtained leave to bring in a bill to authorize the board of supervisors of Kalamazoo county to loan a sum of money.

The chair announced Messrs. Lothrop, Burdick, Brown, as the committee to bring in said bill.

Mr. Heath presented the report of the treasurer of the

county of St. Clair, which was referred to the select committee on county treasurers reports.

The bill to incorporate the Allegan and Marshall railroad company being taken up for its final passage,

Mr. Whipple renewed his motion made yesterday for a consideration of the vote reversing the decision of the chair on the construction of the second section, 12th article of the constitution, which was agreed to.

The question being upon confirming the decision of the chair,

Mr. Lothrop called for the yeas and nays, when it was decided in the affirmative as follows:

Yeas—Messrs. Alden, Bradshaw, Burdick, Crossman, Dodge, Ely, Green, Hutchins, O. Howe, Hill, Hart, Morse, Matthews, Ullman, Van Every, Wheeler, Whipple, (speaker,)—18.

Nays—Messrs. Brown, Brownell, Britton, Charter, Ellenwood, Felch, Ferrington, Higley, Heath, Lothrop, Mead, Monfore, Odell, Sherman, Strong, Summers, Tacles, Voorheis,—18.

The bill to incorporate the Allegan and Marshall railroad company being under consideration,

Mr. Whipple moved for its final passage.

Mr. Summers moved to lay it on the table.

The question being upon laying it on the table, Mr. Whipple called for a division when it was lost.

The question recurring on its final passage, Mr. Lothrop called for the yeas and nays, when it was decided in the affirmative, as follows:

Yeas—Messrs. Alden, Bradshaw, Britton, Burdick, Charter, Crossman, Dodge, Ely, Ellenwood, Felch, Ferrington, Green, Hutchins, O. Howe, Hill, Heath, Hart, Mead, Morse, Mathews, Monfore, Odell, Sherman, Strong, Tacles, Ulman, Voorheis, Whipple (speaker)—29.

Nays—Messrs. Brownell, Higley, Lothrop, Summers, Van Every—5.

A message was received from the senate, transmitting a bill, originating from the house, providing for preparing, digesting and arranging a code of laws; and that they recede from the amendment made by the house to strike out the third section of said bill.

The following communication was received from the executive by Mr. Pritchette, secretary of state:

To the House of Representatives:

I have this day approved and filed in the office of the secretary of state, the following acts, viz.

"An act to authorize the building of a dam across the Grand River."

"An act to authorize John M. Barbour and others to build a dam across the St. Joseph river, at Bertrand."

And "An act to provide for establishing seats of justice."

STEVENS T. MASON.

March 4, 1836.

The bill entitled "A bill for the construction of certain roads" being under consideration, was read a third time and passed.

Also "A bill to vacate the present seat of justice of the county of Lenawee and establish the same at the village of Adrian in said county," was read a third time and passed.

The bill to extend the limits of St. Joseph, in Berrien county, being under consideration.

The question recurring on its final passage, it was decided by yeas and nays in the affirmative, as follows:

Yeas—Messrs. Alden, Bradshaw, Britton, Burdick, Charter, Crossman, Dodge, Ely, Ellenwood, Felch, Ferrington, Green, Hutchins. O. Howe, Hill, Higley, Heath, Hart, Mead, Morse, Mathews, Monfore, Odell, Sherman, Strong, Tacles, Ullman, Van Every, Whipple—29.

Nays—Mr. Brownell—1.

On motion, adjourned until 3 o'clock P.M.

AFTERNOON SESSION.

Mr. O. Howe asked and obtained leave of absence for Mr. Brewer.

Mr. Hutchins asked and obtained leave of absence for Mr. Heath.

The bill to incorporate the Constantine and Niles canal or rail-road company being under consideration, was read the third time.

Mr. Ulman moved to fill blank in the second line, second section, with "two hundred and fifty thousand;" which was agreed to.

The question being upon the final passage of said bill, it was decided by yeas and nays in the affirmative, as follows:

Yeas—Messrs. Alden, Bradshaw, Brownell, Britton, Burdick, Charter, Crossman, Dodge, Ellenwood, Felch, Ferring-ton, Green, Hutchins, O. Howe, Hill, Hart, Mead, Morse, Mathews, Monfore, Odell, Sherman, Strong, Tacles, Ulman, Voorheis, Wheeler, Whipple (speaker)—29.

Nays—Messrs. Higley, Summers—2.

Mr. Burdick, from the select committee to whom it was assigned to bring in the bill to authorize the supervisors of Kalamazoo county to loan a sum of money, reported the same to the house, which was read the first and second time and committed to the committee of the whole.

On motion the house resolved itself into a committee of the whole, Mr. Hutchins in the chair, on the bill to incorporate the stockholders of the Bank of Clinton; and after spending some time therein the committee rose, reported progress, and asked and obtained leave to sit again.

On motion of Mr. O. Howe,

Resolved, That the judiciary committee be instructed to inquire into the expediency of the passage of a law allowing the sheriff, or other proper officer, to summon a jury to assess the final damages any person may sustain by his lands being overflowed by the erection of any dams that may here-

after be erected, or of dams already erected, by authority of the legislature, and report by bill or otherwise.

Mr. Felch gave notice that he should to-morrow ask leave to bring in a bill to incorporate the River Raisin and Lake Erie rail-road company.

On motion adjourned.

SATURDAY, March 5, 1836.

The roll being called the following members were absent: Messrs. Godfroy, G. Howe, Jackson, Noyes, Niles, Richardson, Smith, Van Every.

The minutes of the previous meeting having been read,

Mr. Brownell presented a petition from Edw. Ford and Anna Mason; referred to the committee on the judiciary.

Mr. Ely from the committee on internal improvements, to whom was committed the bill to authorize the building of dams across certain rivers, reported the same back to the house with sundry amendments.

On motion, said bill was ordered to lie upon the table.

On motion of Mr. Ullman,

Resolved, That the committee on agriculture and manufactures be instructed to enquire into the expediency of forming a state agricultural society, and report by bill or otherwise.

On motion of Mr. Hill,

Resolved, That the committee on townships and counties be required to inquire into the expediency of organizing towns one and two north, of range four east, into a separate township; also of town one south, of range three east.

Mr. Crossman gave notice that he should on some future day ask leave to bring in a bill to regulate interest on contracts.

Mr Hill gave notice that on some future day he should ask leave to bring in a bill, authorizing the board of supervisors of the county of Washtenaw to raise money to erect one or more fire proof offices in said county.

On motion of Mr. Morse,

Resolved, That the committee on agriculture be directed

to inquire into the expediency of encouraging the growth of wool in this state by premium, and report by bill or otherwise.

The report and bill to provide for the removal of the seat of Justice in the county of Branch, being made the special order of the day, was taken up, and on motion the house resolved itself into a committee of the whole, Mr. Hutchins in the chair, on said bill; and after spending some time therein, the committee rose and reported the same back to the house with amendments, which was concurred in.

Said bill was ordered to be engrossed and read a third time on Monday next.

The chair announced the following as the committee on inquiring into the expediency of affording relief to the orphan asylum of Detroit: Messrs. Whipple, Summers, Ullman, Dodge, Hill.

Mr. Morse gave notice that he should on some future day ask leave to bring in a bill to provide for the appointment of auctioneers, to define their duties, and for other purposes.

On motion of Mr. Ely, the bill to incorporate the Adrian and Clinton railroad company, and the bill to incorporate the St. Clair and Romeo railroad company, were made the special order of the day for Monday next.

On motion, adjourned to half-past 2 o'clock, P. M.

AFTERNOON SESSION.

On motion, the house resolved itself into a committee of the whole, Mr. Hutchins in the chair, on the bill to incorporate the stockholders of the bank of Clinton, and after spending some time therein, the committee rose and reported the same back to the house with sundry amendments which was concurred in.

On motion said bill was re-committed to the committee on banks and incorporations.

Mr. Hart from the select committee to whom it was assigned to bring in the bill to attach the county of Sanilac for judicial purposes to the county of Lapeer, reported the same

which was read the first and second time, and referred to the committee on the organization of townships and counties.

On motion of Mr. Monto the house resolved itself into a committee of the whole, Mr. Lothrop in the chair on the following bills:

the bill to provide for the election of certain county and township officers and for other purposes.

A bill to authorize the supervisors of Kalamazoo county to loan a sum of money, and after spending some time therein the committee rose and reported to the house the bill to provide for the election of certain county and township officers, with amendments.

Also the bill to authorize the supervisors of Kalamazoo county, and asked and obtained leave to sit again on said bill.

The bill to alter the northern boundary line of the county of Lapeer being under consideration was referred to the committee on the organization of townships and counties.

Mr. Hutchins from the committee on enrollment, reported as correctly enrolled the bill providing for preparing digesting and arranging a code of laws.

A message was received from the senate by their secretary announcing their nonconcurrence in the amendments made by the house to the bill to extend the limits of the village of St. Joseph in Berrien county and for other purposes, and that they have appointed Messrs. Britain, Ellis and Barry as a committee of conference on the part of the senate and that they respectfully request the appointment of a similar committee on the part of the house of representatives.

The chair announced Messrs. Sherman, Alden, O. Howe, as said committee on the part of the house.

On motion adjourned.

MONDAY, March 7, 1836.

The roll being called, the following members were absent: Messrs. Green, G. Howe, Niles, Odell, Richardson, Van Every.

The minutes of the previous meeting having been read,

Mr. O. Howe asked and obtained leave of absence for Mr. Brown.

The speaker presented a petition from Samuel Camp and others; referred to the committee on internal improvements.

Also a petition from John Silsber and others; referred to the committee on banks and incorporations.

Mr. Felch, from the committee on the organization of townships and counties, reported an additional bill to organize certain towns.

Also a bill to attach a part of the county of Sanilac, for judicial purposes, to the county of Lapeer; which were severally read the first and second time and laid upon the table.

Mr. Ulman called for the reading of the resolution laid on the table by him on the 4th instant, fixing the time for adjournment, and moved to fill blank with 12th instant.

On motion, said resolution was indefinitely postponed.

The bill to provide for the removal of the seat of justice of the county of Branch coming under the general order of the day, was taken up and read a third time.

The question being, on motion of Mr. Burdick, to lay it on the table for one day, it was agreed to.

On motion, The house resolved itself into a committee of the whole, Mr. Lothrop in the chair, on the following bills and resolutions, originating from the senate:

"A bill requiring the publication of notices in certain cases."

"A resolution regulating the publication of the laws."

"A bill to authorize the supervisors of Kalamazoo county to loan a sum of money."

And after spending some time therein, the committee rose and reported the same back to the house.

The bill, reported from the committee of the whole, requiring the publication of notices in certain cases, with amendments, being under consideration, the amendments were concurred in.

On motion, said bill was ordered to be read a third time to-morrow.

Also the resolution directing the publication of laws, with sundry amendments, being under consideration, they were concurred in.

Mr. Lothrop moved further to amend by inserting "The St. Joseph Courant, at Constantine, St. Joseph county;" which was agreed to.

On motion, said bill was ordered to be read a third time to-morrow.

The bill to authorize the supervisors of Kalamazoo county to loan a sum of money, reported from the committee of the whole, being under consideration, said bill was, on motion, re-committed to a select committee of three—consisting of Messrs. Burdick, Whipple, Felch.

The sergeant-at-arms was directed to call in absent members.

On motion, the house resolved itself into a committee of the whole, Mr. Whipple in the chair, on the bill for the organization of certain counties; and after spending some time therein, the committee rose and reported the same back to the house with sundry amendments, which were concurred in.

The 22nd rule being suspended, on motion, said bill was ordered to be engrossed and read a third time to-day.

The bill to authorize building of dams across certain rivers being under consideration,

Mr. Hart moved to amend the same by adding, "also the authorizing the building of a dam across Flint river;" which was agreed to.

Mr. Sherman moved further to amend, by striking out "one hundred feet" in the second section, tenth line, and insert "seventy-five feet" in lieu thereof. Also to strike out "twenty feet" and insert "sixteen feet" in lieu thereof; which was agreed to.

Said bill as amended passed.

Mr. Noyes asked and obtained leave of absence for Mr. Charter.

On motion, adjourned to 2 o'clock, P.M.

AFTERNOON SESSION.

Mr. Felch from former notice given, asked and obtained leave to bring in a bill to incorporate the River Raisin and Lake Erie railroad company.

The chair announced Messrs. Felch, Hutchins, Morse as the committee to bring in said bill.

A quorum not appearing present a recess was had of fifteen minutes.

House called to order.

The bill for the organization of certain counties being under consideration was read a third time and passed.

Mr. Crossman from former notice given, asked and obtained leave to bring in a bill regulating interest on contracts.

The chair announced Messrs. Crossman, Noyes, Hill as the committee to bring in said bill.

Mr. Felch from the select committee to whom it was assigned to bring in the bill to incorporate the river Rasin and lake Erie railroad company, reported the same to the house, which was read the first and second time by its title and referred to the committee on banks and incorporations.

A message was received from the senate, transmitting a bill for the concurrence of the house to organize the snpreme court and to establish circuit courts.

The bill to provide for the election of certain county and township officers and for other purposes with amendments being taken up, and on motion said bill was ordered to be printed and made the special order of the day to-morrow.

On motion, the house resolved itself into a committee of the whole Mr. Whipple in the chair, on the bill to incorporate the St. Clair and Romeo railroad company, and after spending some time therein, the committee rose and reported progress and asked and obtained leave to sit again.

Mr. Whipple asked and obtained leave of absence for Mr. Van Every.

Mr. Hutchins presented a petition from Hiram Bartlett and others for the organization of a new township.

Referred to the committee on the organization of townships and counties.

The bill transmitted from the senate to organize the supreme court and to establish circuit courts was taken up, and read the first and second time by its title, and referred to the committee on the judiciary.

On motion, adjourned.

WEDNESDAY, March 8, 1836.

The roll being called the following members were absent: Messrs. Ely, Odell.

The minutes of the previous meeting having been read,

Mr. Ullman presented a petition from L. H. Trask and others, inhabitants of Bronson, Kalamazoo county, praying for an act of incorporation of the presbyterian church of said town.

Referred to the committee on the judiciary.

Mr. Bradshaw presented a petition from certain inhabitants of the county of Monroe.

Referred to the committee on internal improvements.

Also a petition from Chas. J. Sayles and others.

Referred to the committee on the organization of townships and counties.

Mr. Ullman presented a claim from H. H. Fowler, sheriff of Cass county.

Referred to the committee on accounts and claims.

The speaker presented a petition from Charles D. Smith and others, inhabitants of Calhoun county.

Referred to the committee on internal improvements.

The following bills were reported to the house:

By Mr. Hutchins from the committee on banks and incorporations. to whom was committed the bill to incorporate the river Raisin and lake Erie railroad company

Also the bill to incorporate the stockholders of the bank of Clinton.

By Mr. Burdick, from the select committee to whom was

committed the bill to authorize the supervisors of Kalamazoo county to loan a sum of money.

Said bill was ordered to be engrossed and read a third time.

On motion of Mr. Richardson,

Resolved, That the committee on ways and means be instructed to inquire into the expediency of passing a law providing for taxing all lands alike, without regard to the improvements; also into the expediency of classing all lands for the purpose of taxation, into first second and third rates according to their quality and location, and also into the expediency of making all lands liable to taxation after the same shall have been entered at the land office, whether the purchasers have obtained a patent or not; and that said committee report by bill or otherwise.

The bill to provide for the review of the seat of justice of the county of Branch, coming under the general order of the day was taken up.

The question being, on motion of Mr. Richardson, to re-commit the same to the select committee on the removal of county seats, it was lost.

Mr. Whipple moved to amend the same by adding the following to stand as a separate section which was agreed to: "The said commissioners shall apprise the value of all improvements of a public nature, or for county purposes, made at the present seat of justice of said county, and report the same as aforesaid, in the event they should be of opinion that the same should be vacated.

The question being, on motion of Mr. Smith, to lay the bill as amended upon the table, it was lost.

The question being upon its final passage, Mr. Burdick called for the yeas and nays, when it was decided in the affirmative, as follows:

Yeas—Messrs. Alden, Brown, Bradshaw, Britton, Dodge, Ellenwood, Felch, Ferrington, Hutchins, O. Howe, Hill, Hig-

ley, Jackson, Lothrop, Mead, Morse, Matthews, Monfore, Noyes, Strong, Voorheis, Wheeler, Whipple, (speaker)—24.

Nays—Messrs. Brownell, Burdick, Hart, Niles, Richardson, Smith, Sherman, Tacles—8.

The resolution originating from the senate, directing the publication of the laws, being under consideration, was read a third time and passed.

The bill to provide for the election of certain county and township officers, and for other purposes, was taken up. Mr. Burdick moved to amend the fourth section, by striking out in the first and second line, the following: "in case of any vacancies in any or either of the said offices," also in the second and third line strike out "vacancies," and insert "offices:" also, strike out in the third and fourth line, the following:—"and in all the newly organized counties the said officers shall be elected on the day and." Mr. Lothrop moved to amend the amendment by striking out "April," in the third line, and insert "May" in lieu thereof. The question being upon the amendment, it was decided in the negative, by yeas and nays as follows:

Yeas—Messrs. Burdick, Dodge, Felch, Heath, Jackson, Lothrop, Mead, Smith—8.

Nays—Messrs. Alden, Green, Bradshaw, Britton, Crossman, Ely, Ellenwood, Ferrington, Hutchins, O. Howe, Hill, Hart, Morse, Matthews, Monfore, Noyes, Niles, Richardson, Sherman, Strong, Voorheis,—21.

The question being upon the original amendment, it was decided, by yeas and nays in the negative, as follows:

Yeas—Messrs. Burdick, Dodge, Lothrop, Mead, Monfore, Smith,—8.

Nays—Messrs. Alden, Brown, Bradshaw, Britton, Crossman, Ely, Ellenwood, Felch, Ferrington, Hutchins, O. Howe, Hill, Hart, Jackson, Morse, Matthews, Noyes, Niles, Richardson, Sherman, Strong, Voorheis, Whipple (speaker),—24.

The question being on an adjournment, it was lost.

Mr. Whipple moved the previous question which was seconded.

The question being, shall the main question be now put, it was agreed to.

Said bill as amended was ordered to be engrossed and read a third time to-day.

On motion adjourned, to 3 o'clock P. M.

AFTERNOON SESSION.

Mr. Hill from former notice given asked and obtained leave to bring in a bill authorizing the board of supervisors of the county of Washtenaw to raise money to erect one or more fire proof offices in said county. The chair announced Messrs. Hill, Hutchins, Matthews as the committee to bring in said bill.

Mr. Smith asked and obtained leave of absence for Mr. Odell.

Mr. Ely from the committee on internal improvements made a report accompanied with the following bills:

A bill for the appointment of a board of commissioners.

A bill authorizing a loan of three millions of dollars, which were severally read the first and second time, and ordered that 500 copies of each be printed.

The engrossed bill to provide for the election of certain county and township officers and for other purposes, being under consideration, on motion said bill was recommitted to a select committee of three, consisting of Messrs. Richardson, Morse, Hutchins.

The following communication was received from the executive, by Mr. Prichette secretary of state.

To the House of Representatives—

I have this day approved, and filed in the office of the secretary of state, the following acts, viz:

“An act to organize the county of Genessee.”

“And an act providing for preparing and digesting a code of laws.”

STEVENS T. MASON.

March 8, 1836.

On motion the house resolved itself into a committee of the whole, Mr. Noyes in the chair on the bill concerning the records of deeds and other conveyances of land, and after spending some time therein, the committee rose and reported the same back to the house with sundry amendments which were concurred in, and on motion said bill was laid on the table.

The committee to whom was committed the bill to provide for the election of certain county and township officers and for other purposes reported the same back to the house with an amendment which was concurred in.

Said bill having been read a third time passed.

A message was received from the senate transmitting a bill for the concurrence of the house, entitled "A bill amendatory to the acts herein recited, and to provide for defraying the public and necessary charges for state, county and township purposes."

Mr. Ely moved that the report presented by him this morning be recommitted to a select committee of three consisting of Messrs. Ely, Richardson, Niles.

Mr. Sherman asked and obtained leave of absence for Mr. Ullman.

On motion adjourned.

THURSDAY, March 9, 1836.

The roll being called, the minutes of the previous meeting were read.

The following remonstrance and petitions were presented and severally referred.

By Mr. Jackson,

A remonstrance from Thomas L. Clarke and others, inhabitants of the township of Rainsville, against the division of said township; referred to the committee on the organization of townships and counties.

Also a petition from Samuel W. Pitts and others, for the division of Rainsville; referred as above.

By Mr. Smith,

A petition from Alexander H. Redfield and others; praying for the organization of a new township by the name of Christiana; referred as above.

Mr. Crossman, from the select committee to whom it was assigned to bring in the "bill regulating interests on contracts" reported the same to the house, which was read the first and second time and referred to the committee on the judiciary.

Mr. Hill, from the select committee to whom it was assigned to bring in the bill authorizing the board of supervisors of Washtenaw county to raise a sum of money, reported the same to the house, which was read a first and second time and laid upon the table.

Mr. Hutchins, from the committee on banks and incorporations to whom was committed the bill to incorporate the stockholders of the Bank of Clinton, reported the same back to the house with sundry amendments.

On motion, the amendments to the said bill were ordered to be printed.

A message was received from the senate, transmitting a resolution directing the publication of the laws, with sundry amendments made by the house, and that they non-concur therein.

The 21st rule being suspended.

Mr. Crossman asked and obtained leave to bring in a bill "defining the duties of the superintendants of public instructions and other purposes."

The chair announced Messrs. Crossman, Britton, Noyes, as the committee to bring in said bill.

Mr. Crossman, from the select committee to whom it was assigned to bring in the above bill, reported the same to the house, which was read the first and second time and referred to the committee on education.

Mr. Ely, from the committee on internal improvements, to whom was committed the petition of certain inhabitants of Frenchtown, Monroe county, and asked to be discharged from any further consideration of the same and that it be

re-committed to the committee on the organization of townships and counties; which was agreed to.

On motion of Mr. Hutchins,

Resolved, That the committee on state affairs be instructed to bring in a bill to provide for the election of state officers.

Mr. Smith offered the following resolution:

Resolved, That the daily session of this house commence at 9 o'clock, A.M., unless otherwise ordered.

The question being upon the above resolution, it was negatived.

The bill requiring the publication of notices in certain cases, originating from the senate, being under consideration, was read a third time and passed.

The resolution transmitted from the senate "directing the publication of the laws," with the non-concurrence of the senate to certain amendments therein made by the house, was taken up.

The question being upon the following amendments, previously made by the house, they were adhered to.

To insert "the Adrian Watch Tower." Also to strike out "forty" and insert "fifty."

The question being upon the amendment made by the house to insert "the St. Joseph Courant, at Constantine, St. Joseph county," the house receded therefrom.

On motion of Mr. Whipple, a committee of conference was appointed on the part of the house on the above bill and amendments, consisting of Messrs. Whipple, Richardson, Hutchins.

The engrossed bill to authorize the board of supervisors of certain counties to borrow a sum of money being under consideration, Mr. Burdick, with the unanimous consent of the house, offered the following amendment, to stand as an additional section to said bill; which was agreed to.

"The supervisors of the aforesaid counties are hereby authorized, and it is made their duty, to provide for the payment of such sums, whether of principal or of interest, that

may accrue under the aforesaid loans, in the same manner as is provided for in case of other contingent expenses of said counties;" said bill having been read a third time passed.

The bill concerning the records of deeds and other conveyances of lands, with sundry amendments, was taken up, and, on motion, were concurred in.

Said bill was ordered to be engrossed and read a third time to-morrow.

On motion, the house resolved itself into a committee of the whole, Mr. Richardson in the chair, on the following bills:

"An act in addition to an act entitled an act, to amend an act, entitled an act to incorporate the Detroit and St. Joseph railroad company." Also, "An act in addition to an act, entitled an act, to amend an act, entitled an act to incorporate the Erie and Kalamazoo railroad company," and after spending some time therein, the committee rose, reported progress and asked and obtained leave to sit again.

On motion adjourned till to-morrow at 10 o'clock.

THURSDAY, March 10, 1836.

The roll being called, the minutes of the previous meeting were read.

Mr. Heath presented a petition from H. N. Monson and others.

Mr. Felch from the committee on the organization of townships and counties to whom was committed the petition of Alexander H. Redfield and others, reported the same back to the house and asked to be discharged from any further consideration of the same which was agreed to.

Also the bill entitled "An act to incorporate certain townships."

Mr. Hutchins from the committee on the judiciary to whom was committed the resolution relative to inquiring into the expediency of passing a law authorizing the sheriff in certain cases to summon a judge to assess the damages any person may receive by the overflowing of his land, reported that the committee consider it inexpedient at this time to

bring in a bill of that description, and ask to be discharged from any further consideration of the same, which was agreed to.

Also from the committee on the judiciary, to whom was committed the bill regulating interest on contracts, reported the same back to the house, as inexpedient to legislate upon that subject at this time, and asked to be discharged from any further consideration of the same which was agreed to.

Mr. Whipple from the committee on education to whom was committed the bill defining the duties of the superintendents of public instruction and other purposes, reported the same back to the house without amendment.

On motion said bill was ordered to be printed.

Mr. Whipple from the joint committee of conference on the resolution directing the publication of the laws reported that the committee had decided upon the following amendments to wit: to strike out "Tecumseh Democrat," and insert "Adrian Watch Tower," and strike out "forty" and insert "fifty."

Said report was accepted.

On motion of Mr. Heath,

Resolved, That the committee on towns and counties be instructed to inquire into the propriety of altering the northern boundary of the county of St. Clair, and report by bill if deemed expedient.

On motion of Mr. Burdick.

Resolved, That this house will at 11 o'clock of this day proceed to the election of an engrossing and enrolling clerk.

On motion of Mr. Hill,

The bill reported to authorize the supervisors of Washtenaw county to raise a sum of money, and also the petition presented this morning from H. N. Monson and others was committed to a select committee of three, consisting of Messrs. Hill, Jackson, Heath.

Mr. Richardson laid on the table the following resolution:

Resolved by the senate and house of representatives of the

state of Michigan, That both branches of the legislature will adjourn sine die on the day of 1838.

The bill to organize certain townships being under consideration, after sundry amendments it was ordered to be engrossed and read a third time to-day.

The speaker announced that the time had arrived in provision with the resolution adopted this morning for the election of an enrolling and engrossing clerk.

Mr. Whipple was appointed teller, who after the canvassing of the votes announced the result to be as follows:

For Sheldon Mc Knight — Messrs. Alden, Bradshaw, Brownell, Dodge, Ellenwood, Felch, Ferrington, Hutchins, O. Howe, Hill, Higley, Heath, Hart, Jackson, Lothrop, Morse, Mathews, Monfore, Noyes, Niles, Richardson, Smith, Sherman, Strong, Summers, Tacles, Voorheis, Wheeler, (speaker)—29.

For Thos. Christian, Messrs. Brown, Britton, Burdick, Crossman, Mead,—5.

For. A. Morton, Mr. Whipple,—1.

The speaker announced that Sheldon Mc Knight, having received a majority of all the votes, he was therefore duly elected.

Ordered, That the clerk notify Mr. Mc Knight of his appointment.

The engrossed bill concerning the records of Deeds & other conveyances of lands being under consideration was read a third time and passed.

On motion, the house resolved itself into a committee of the whole, Mr. Richardson in the chair, on the following bills:

"An act in addition to an act, entitled an act, to amend an act, entitled an act to incorporate the Erie and Kalamazoo railroad company."

Also a bill in addition to an act, entitled, "An act to amend an act, entitled an act to incorporate the Detroit and St. Joseph railroad company," and after spending some time there—

in, the committee rose and reported the same back to the house with amendment.

On motion said bills were laid on the table.

The question being on adjournment it was lost.

On motion, the house resolved itself into a committee of the whole, Mr. Whipple in the chair, on the bill to incorporate the Walled Lake Steam-mill company, and after spending some time therein, the committee rose and reported the same back to the house with sundry amendments, which were concurred in.

Said bill was ordered to lay upon the table.

The bill to render certain persons therein named ineligible to the office of notary public, being under consideration,

Mr. Richardson moved to amend by striking out the word "nor" in the second line, first section, and insert after the the word "clerk" the words "or teller," which was agreed to.

Mr. Whipple moved further to amend by inserting the word "president" before the word "cashier," in the second and third line.

Mr. Felch moved further to amend by inserting the word "director," after the word "president" in the second and third line.

Said bill as amended was ordered to be engrossed and read a third time to-morrow.

On motion adjourned until to-morrow at 10 o'clock.

FRIDAY, March 11, 1836.

The roll being called, the following members were absent: Messrs. Brownell, Ely, Jackson, Tacles.

The minutes of the previous meeting having been read, Mr. Lothrop, from the committee of ways and means, made the following report; which was accepted.

The committee of ways and means, to whom was referred the resolution instructing them "to inquire into the expediency of passing a law providing for the taxing all lands alike, without regard to improvements. Also into the expediency

of classing all lands, for the purposes of taxation, into first, second and third rates, according to their quality and location. And also into the expediency of passing a law making the lands liable to taxation after the same shall have been entered at the land office, whether the purchasers have obtained a patent or not, have had the subject under consideration, and have come to the unanimous conclusion that it is inexpedient at this time to alter the mode of taxation, and ask to be discharged from the further consideration of the subject.

Mr. Hutchins, from the committee on banks and incorporations, reported "a bill to incorporate the village of Adrian," which was read the first and second time and laid upon the table.

The engrossed bill to organize certain townships being under consideration, was read a third time and laid upon the table.

The engrossed bill to render certain persons therein named ineligible to the office of notary public being under consideration,

The question being upon laying the said bill on the table, Mr. Summers called for a division, when it was carried.

Mr. Whipple, from the committee on the judiciary, reported "A bill to establish a court of chancery, and for other purposes," which was read the first and second time and laid upon the table.

The bill amendatory to the acts herein recited to provide for defraying the public and necessary charges for state, county and township purposes, originating from the senate, was taken up and read the first and second time and referred to the committee of ways and means.

The bill to incorporate the stockholders of the Bank of Clinton, with the amendments made by the committee of the whole, and also the amendments made by the committee on banks and incorporations, was taken up.

The question being upon the amendment to the first sec-

tion, made by the committee on banks and incorporations, (vide printed bill No. 28) it was concurred in.

The question being upon the amendment made by the committee on banks and incorporations, to the third section; to restore the original section as follows:

That one tenth part of the amount of each share shall be paid to said commissioners, at the time of subscribing, one half at least in specie, and the other half in specie or in the bills of specie paying banks, at the discretion of the commissioners; and further instalments shall be paid in like manner, at such times as the directors for the time being may require, under the penalty of forfeiting to said corporation the amount of stock which each individual refusing or neglecting to pay such instalment may have already paid in, and the shares on which such payments shall have been made: *Provided*, That whenever the payment of any instalment is required by the directors, they shall give at least thirty days notice previous thereof in a newspaper printed in each of the counties of Lenawee and Washtenaw; but no instalment shall exceed five dollars on each share.

Mr. Niles called for the yeas and nays, when it was decided in the negative, as follows:

Yeas—Messrs. Britton, Dodge, Hill, Lothrop, Summers, Voorheis—6.

Nays—Messrs. Alden, Brown, Bradshaw, Ellenwood, Felch, Ferrington, Hutchins, Higley, Hart, Morse, Mathews, Monfore, Niles, Odell, Richardson, Smith, Sherman, Strong, Whipple—19.

The question being upon the amendment made by the committee of the whole to the third section, it was concurred in.

The question being upon the amendment made by the committee on banks and incorporations to the fourth section, it was concurred in.

The question being upon the amendment made to the fifth section, by the committee on banks and incorporations, to

strike out all after the word "state" as superfluons, it was concurred in.

The question being upon the amendment to the sixth section, made by the committee of the whole, it was concurred in.

The question being upon the amendments made by the committee of the whole and the committee on banks and incorporations to the eighth section, they were concurred in.

The question being upon the amendment, made by the committee of the whole, to the tenth section, it was concurred in.

The question being upon the amendment, made by the committee on banks and incorporations, as a substitute for the amendment made by the committee of the whole, to the thirteenth section, it was concurred in.

The question being upon the amendment, made by the committee on banks and incorporations, to the fifteenth section, it was negatived.

The question being to adjourn until Monday at 10 o'clock, Mr. Lothrop called for the yeas and nays, when it was decided in the negative; as follows:

Yeas—Messrs. Hart, Niles, Richardson, Sherman, Summers, Voorheis—6.

Nays—Messrs. Alden, Brown, Bradshaw, Britton, Dodge, Ellenwood, Felch, Ferrington, Hutchins, O. Howe, Hill, Higley, Lothrop, Mead, Morse, Mathews, Monfore, Odell, Smith, Strong, Wheeler—21.

Mr. Hill asked and obtained leave of absence for Mr. Crossman.

On motion adjourned.

SATURDAY, March 12, 1836.

The roll being called, the following members were absent: Messrs. Noyce, Niles.

The minutes of the previous meeting having been read, Mr. Heath presented a petition from Alfred Comstock and others, praying for the incorporation of a bank in the village

of Desmond, St. Clair county; referred to the committee on banks and incorporations.

Mr. Richardson, from the committee on the judiciary, to whom was committed the petition of Steele and others, reported a bill to authorize the judges of probate to grant licence to sell the real estate of minors and others, which was read the first and second time and laid upon the table.

Mr. Ely, from the committee on internal improvements, reported "A bill for laying out certain state roads therein mentioned," which was laid on the table without being read.

Mr. Felch laid upon the table the following resolution:

Resolved, (if the senate concur) That a joint committee, to consist of three persons from this house and three persons from the senate, be appointed to inquire into the expediency of memorializing congress against portioning out our territory, depriving us of our rightful limits, or trafficking away our southern border for the jurisdiction of a portion of country in the north-west; and that said committee report a memorial, if deemed expedient by them.

Mr. Morse laid upon the table the following preamble and resolution:

Whereas, the present system of militia laws of the late territory are nearly inoperative and inefficient; and it is highly important they should be revised complete. and a militia system kept up as a pillar of defence, and particularly in this state, as its frontiers are greatly exposed to invasion by their geographical situation, and one half the number of soldiers subject to military duty would probably be more efficient in the field, with officers well disciplined, than the whole number under the present system.

And whereas the state at present pays an immense military tax, though indirect and apparently imperceptible; and for want of officers effectually disciplined, the state is comparatively in a condition of feeble defence. Therefore

Resolved, by the senate and house of representatives, That the commissioners appointed to revise the laws of this state,

be instructed to inquire into the expediency of framing a system of militia laws, in accordance with the following:

That commissioned and non-commissioned officers and musicians be all that shall do duty, except in time of war, &c.

They should do camp duty and be kept at drill a month each year, more or less, and be paid for their time and furnished with necessary camp equipage.

Allow no officer of any grade to have a commission until he shall have passed an examination, which need not go beyond tactics; for the examination of general officers, there should be a board of examiners.

The brigade and division inspectors should be well qualified. They may be the examiners of all officers under the rank of general, with the assistance, if thought necessary, of one of at least equal rank with the one to be examined. No officer to be promoted without an examination for each promotion. Yet, if the services of an officer are demanded in a rank higher than his own, he may serve under a brevet commission.

Whenever a vacancy is to be filled, the examination is to be opened for all who wish to compete for the office; and no officer to be promoted but by merit and superior qualification.

Let proper returns be made to the general government, and necessary camp equipage can be obtained without further expense to Michigan. If officers are paid for their time in doing duty they will be induced to qualify themselves.

To pay the officers and furnish them, ascertain as near as practicable the cost each private would be at to do duty, and let each pay the requisite proportion, half, two-thirds, in money, and be excused from duty, except a demand be made for military force by the commander-in-chief. Let a court martial be appointed annually to try delinquents, to whose president let all charges be made and the board be properly restricted.

And further to inquire into the expediency of raising and organizing independent uniform companies, to serve as mi-

nute men in case of insurrection and invasion, who shall be under the same restrictions and be subject to the same drill as the officers aforesaid.

Mr. Burdick laid on the table the following resolution:

Resolved, That this house will not by itself or any of its committees consider any petition or any other new matter until it shall have considered and disposed of the unfinished business.

The 21st rule being suspended,

Mr. Whipple asked and obtained leave to bring in a bill to incorporate the stockholders of the Manhattan bank. The chair announced Messrs. Whipple, Odell, Smith as the committee to bring in said bill.

Mr. Lothrop from the committee on ways and means to whom was committed the bill originating from the senate entitled "A bill amendatory to the acts herein recited, and to provide for defraying the public and necessary charges for state county and township purposes," reported the same back to the house without amendment.

Mr. Monfore gave notice that he should on some future day ask leave to bring in a bill for a railroad from the village of Utica to the village of Romeo in the county of Macomb.

Mr. Morse from former notice given asked and obtained leave to bring in a bill to amend an act entitled, An act to prescribe the tenure of office of auctioneers, and to levy a duty upon sales at auction in certain cases.

The speaker announced Messrs. Morse, Richardson, Felch, as the committee to bring in said bill.

Mr. Whipple from the select committee to whom it was assigned to bring in the bill to incorporate the stockholders of the Manhattan bank, reported the same to the house, which was read the first and second time by its title, and committed to a committee of the whole.

Mr. Jackson gave notice that he should on some future day ask leave to introduce a bill to amend an act allowing and regulating writs of replevin, approved April 11, 1833.

The house resumed the consideration of the bill to incorporate the stockholders of the bank of Clinton.

The question being upon the amendments made to the 16th and 17th section; they were concurred in.

On motion said bill was laid upon the table.

A message was received from the senate transmitting a bill originating from the house, to provide for the election of certain county and township officers and for other purposes with sundry amendments, which being under consideration the amendments were severally concurred in.

The bill to organize certain townships being under consideration passed.

Mr. Morse from the select committee to whom it was assigned to bring in the bill to amend an act, entitled, An act to prescribe the tenure of the offices of auctioneers, and to levy a duty upon sales at auction in certain cases, reported the same which was read a first and second time by its title, and referred to the committee on state affairs.

On motion adjourned.

MONDAY, March 14, 1836.

The roll being called the following members were absent: Messrs. Brownell, Felch, O. Howe, Hart, Niles, Richardson.

The minutes of the previous meeting having been read,

Mr. Voorheis presented a petition from B. O. Williams and others.

Referred to the committee on internal improvements.

Mr. Smith presented a petition from F. B. Sherman and others praying for a state road from Edwardsburg in Cass county to Allegan.

Referred as above.

Mr. Hutchins from the committee on enrollments reported as correctly enrolled the bill entitled "An act to provide for the election of certain county and township officers and for other purposes," which was signed by the speaker.

Also from the committee on the judiciary to whom was committed the bill originating from the senate entitled A bill

to organize the supreme court, and to establish circuit courts, reported the same back to the house without amendment.

Mr. Burdick called up the resolution laid on the table by him on the 12th instant relative to the consideration of any new matter until the unfinished business before the house had been disposed of.

Mr. Hutchins moved to amend the same by adding "unless otherwise ordered," which was agreed to.

The question being upon the adoption of the resolution as amended it was negatived.

Mr. Lothrop from the select committee to whom it was assigned to bring in the bill to authorize the governor to confirm the location of the seat of justice in the county of Van Buren reported the same back to the house which was read the first and second time and committed to the committee on state affairs.

Mr. Hill from the select committee to whom it was assigned to bring in a bill authorizing the boards of supervisors of the counties of Washtenaw and St. Clair to raise money to erect public buildings, reported the same to the house, which was read the first and second time and ordered to be engrossed and read a third time to-morrow.

On motion of Mr. Hutchins,

Resolved, That the committee on unfinished business be instructed to inquire into, and ascertain the amount of the unfinished business of this house, and report the order in which the same should be taken up for the final action of the house.

The bill to render certain persons therein named ineligible to the office of notary public coming under the general order of the day was taken up, and on motion, was laid upon the table.

The house resumed the consideration of the bill to incorporate the stockholders of the bank of Clinton.

Said bill was ordered to be engrossed and read a third time on Wednesday.

Mr. Whipple asked the unanimous consent of the house to introduce certain resolutions, which was granted.

Mr. Whipple then announced to the house the death of Jonathan P. Fay, Esq., a member of the house of representatives from the county of Wayne, accompanied by the following resolutions, that were unanimously adopted.

Resolved, That in testimony of our respect for the memory of Jonathan P. Fay, a member of the house of representatives, who departed this life on Saturday last, the members of the senate and house of representatives will wear crape on the left arm during the remainder of the session.

Resolved, That the members of the senate and house of representatives will attend the funeral of the deceased to-morrow morning at 10 o'clock.

Resolved, That when the two houses adjourn, they will adjourn to meet to-morrow at 10 o'clock for the purpose contemplated in the preceding resolution.

Resolved, That a committee of arrangements, to consist of three members of the house of representatives, and two members of the senate, be appointed to superintend the funeral of the deceased.

Resolved, That the senate be respectfully requested to concur in the foregoing resolutions.

The chair announced Messrs. Whipple, Lothrop, Hutchins, as said committee on the part of the house.

A message was received from the senate, transmitting a bill for the concurrence of the house, entitled a "bill to provide for and regulate the election of electors of president and vice-president."

Also a bill, originating from the house, to authorize the building of dams across certain rivers, with sundry amendments.

On motion, the house resolved itself into a committee of the whole, Mr. Alden in the chair, on the bill, originating from the senate, entitled a bill amendatory to an act entitled

"An act relative to the duties and privileges of townships," approved April 17, 1833; and after spending some time therein the committee rose, reported progress, and asked and obtained leave to sit again.

A message was received from the senate, transmitting a resolution for the concurrence of the house, "instructing our senators and requesting our representative in congress to oppose a certain bill therein named."

On motion, the house resolved itself into a committee of the whole, Mr. Whipple in the chair, on the following bills:

"A bill to incorporate the St. Clair and Romeo rail-road company."

"An act to incorporate the Clinton and Adrian rail-road company."

And after spending some time therein, the committee rose and reported the bill to incorporate the St. Clair and Romeo rail-road company back to the house, with amendments.

Also reported the bill to incorporate the Clinton and Adrian rail-road company back to the house, and asked and obtained leave to sit again on said bill.

The following communication was received from the executive by Mr. Pritchette, secretary of state:

To the House of Representatives:

I have this day approved and filed in the office of the secretary of state, an act entitled "An act to provide for the election of certain county and township officers, and for other purposes."

STEVENS T. MASON.

March 14, 1830.

A message was received from the senate announcing their concurrence in the resolutions, originating from the house, relative to the funeral of the Hon. Jonathan P. Fay, dec.

Mr. Felch gave notice that he should, on some future day, ask leave to introduce a bill to construct a rail-road from Monroe to Ypsilanti.

Mr. Whipple gave notice that he should, on some future day, ask leave to introduce a bill to incorporate the Detroit young men's society.

On motion, adjourned until to-morrow at 10 o'clock A.M.

TUESDAY, March 15, 1836.

The house was called to order.

Mr. Whipple, from the committee of arrangements, to whom it was assigned to make the necessary preparations for the funeral of the late Hon. Jonathan P. Fay, reported the following:

ORDER OF PROCESSION.

CLERGY;

Mr. McDonell,
Mr. Davis,
Mr. Hough,
Mr. Clark,

CORPSE.

Mr. Noyes,
Mr. Brown,
Mr. Hutchins,
Mr. Whipple;

Relatives of Deceased;

Members of Wayne county;

Speaker of House and Clerk, to be preceded by Sergeant-at-Arms;

Members of the House;

President and Secretary of Senate, preceded by Sergeant-at-Arms;

Members of Senate;

Officers of Legislature;

Executive and heads of Executive Department;

Citizens, &c.

MR. COMSTOCK, } *Marshals of the day.*
MR. LOTHROP, }

On motion, adjourned until to-morrow at 10 o'clock, A.M.

WEDNESDAY, March 16, 1836.

The roll being called, the following members were absent: Messrs. Brownell, Hart, Jackson.

The minutes of the previous meeting having been read, Mr. Hutchins gave notice that he should, on some future day, ask leave to introduce a bill to change the name of the township of Lenawee, in the county of Lenawee.

The following remonstrances and petitions were presented and severally referred:

By Mr. Alden, a remonstrance from B. S. Hicks and others; referred to the committee on internal improvements.

By Mr. Tacles, a petition from John James and others, inhabitants of the county of Macomb; referred as above.

By Mr. Bradshaw, a petition from Lewis Chamberlain and others; referred as above.

Also a petition from Polly Bruce; referred to the committee on the judiciary.

A message was received from the senate, transmitting the following bills, with amendments, for the concurrence of the house:

"A bill to extend the limits of the village of St. Joseph, in Berrien county, and for other purposes"

"A bill to incorporate the Constantine and Niles canal or rail-road company."

"An act to incorporate the Allegan and Marshall rail-road company."

The following communication was received from the executive, by Mr. Prichette secretary of state.

To the House of Representatives—

I have this day approved, and filed in the office of the secretary of state, an act entitled "An act requiring the publication of notices in certain cases;" and also a resolution entitled "a resolution directing the publication of the laws."

STEVENS T. MASON.

March 16, 1836.

Mr. Hutchins, from the committee on the judiciary, to whom was committed the bill to incorporate the Niles main-street free bridge company," reported the same back to the house without amendment.

Mr. Ely asked and obtained leave of absence for Mr. Richardson.

The following bills, originating from the house, transmit-

ted from the senate with sundry amendments, were taken up and severally concurred in:

The bill to incorporate the Constantine and Niles canal or rail-road company.

Also the bill to incorporate the Allegan and Marshall rail-road company.

The bill transmitted from the senate to extend the limits of the village of St. Joseph, in Berrien county, and for other purposes, with sundry amendments; which were taken up and severally concurred in.

The engrossed bill authorizing the board of supervisors of the counties of Washtenaw and St. Clair to raise money to erect public buildings, being under consideration, was read a third time and passed.

A bill to provide for and regulate the election of electors of president and vice-president, transmitted from the senate, was taken up and read the first and second time by its title and referred to the committee on the judiciary.

The bill to incorporate the Niles main-street free bridge company, transmitted from the senate with amendments, was taken up, and, on motion, laid upon the table.

The engrossed bill to incorporate the stockholders of the Bank of Clinton being under consideration;

Mr. Lothrop moved to fill the blank in the second line, nineteenth section, with "two."

Mr. Summers moved to amend the same by inserting "five."

Mr. Whipple moved to amend by filling the blank with "one."

The question being upon filling the blank with "five," it was lost.

The question being upon filling the blank with two, Mr. Summers called for a division, when it was lost.

The question being upon filling the blank with "one," it was carried.

The question being, on motion of Mr. Burdick, to fill the

blank in the twenty-first section and fifth line with "five," it was lost.

The question being, on motion of Mr. Alden, to fill blank with "three," it was lost.

The question being, on motion of Mr. Lothrop, to fill blank with "two" and insert "fifty" after "hundred," it was carried.

Said bill having been read a third time,

The question being, upon the motion of Mr. Summers, to lay it on the table, it was lost.

The question being upon the final passage of the bill, it was decided by yeas and nays in the affirmative, as follows:

Yeas—Messrs. Alden, Bradshaw, Britton, Charter, Dodge, Ely, Ellenwood, Felch, Hutchins, O. Howe, Hill, Heath, Lothrop, Monfore, Noyes, Richardson, Smith, Sherman, Tacles, Voorheis, Wheeler, Whipple (speaker)—23.

Nays—Messrs. Burdick, Higley, Mead, Mathews, Niles, Odell, Strong, Summers—8.

The bill, originating from the house, authorizing the building of dams across certain rivers, transmitted from the senate with sundry amendments, was taken up, and the amendments were severally concurred in.

A message was received from the senate transmitting a bill for the concurrence of the house, entitled a bill to establish the divisionary line between the townships of Cottrelville and Day, in the county of St. Clair; also a resolution fixing the time of adjournment.

The resolution, transmitted from the senate, fixing the time for adjournment, was taken up, and, on motion, laid on the table.

On motion, the house resolved itself into a committee of the whole, Mr. Ely in the chair, on the following bills:

"A bill to establish a court of chancery, and for other purposes." Also the "Bill to organize the supreme court and to establish circuit courts."

And after spending some time therein, the committee rose and reported the bill to establish a court of chancery and for other purposes, with amendments, back to the house, which were laid on the table.

Also reported back to the house the bill to organize the supreme court and to establish circuit courts; and asked and obtained leave to sit again.

Mr. Felch, from former notice given, asked and obtained leave to bring in a bill to incorporate the stockholders of the Monroe and Ypsilanti rail-road company.

The chair announced Messrs. Felch, Hutchins, Summers, as the committee to bring in said bill.

Mr. Felch, from the select committee to whom it was assigned to bring in the bill to incorporate the stockholders of the Monroe and Ypsilanti rail-road company, reported the same to the house, which was read the first and second time and referred to the committee on banks and incorporations.

Mr. Whipple presented a claim of Sheldon McKnight, referred to the committee on accounts and claims.

On motion, adjourned.

THURSDAY, March 17, 1836.

The roll being called the following members were absent: Messrs. Brownell, Dodge, Felch, Hart.

The minutes of the previous meeting having been read,

Mr. Richardson, from the committee on state affairs, to whom was committed the bill to authorize the governor to confirm the location of the seat of justice of the county of Van Buren, reported the same back to the house without amendment; and, on motion, said bill was committed to a committee of the whole.

Mr. Ely, from the committee on internal improvements, reported a bill to incorporate the Shelby and Belle river rail-road company, which was read the first and second time by its title and laid on the table.

Mr. Smith, from leave of the committee on internal improvements, reported a bill to lay out a state road from Ed-

wardsburg to Allegan, which was read the first and second time by its title and laid upon the table; and that the printing be dispensed with.

On motion of Mr. Burdick,

Resolved, That the committee on banks and incorporations be instructed to inquire into the expediency of a gradual suppression of the circulation of bank notes of a less denomination than five dollars, and report by bill or otherwise.

Mr. Whipple, from former notice given, asked and obtained leave to bring in a bill to incorporate the members of the Detroit young men's society.

The chair announced Messrs. Whipple, Van Every, Smith, as the committee to bring in said bill.

Mr. Whipple, from the select committee to whom it was assigned to bring in the bill to incorporate the members of the Detroit young men's society, reported the same to the house, which was read the first and second time and committed to a committee of the whole.

On motion of Mr. Smith,

Resolved, That the committee on internal improvements be instructed to bring in a bill to authorize the commissioners of highways of the several townships in this state, to open and keep in repair state roads passing through their several townships, in the same manner that township roads are opened and repaired under the existing laws of Michigan.

The general order of the day was taken up, and, on motion, again laid upon the table.

Mr. Noyes, from the committee on unfinished business, made the following report, which was laid upon the table:

The committee on unfinished business who were by resolution instructed to enquire into, and ascertain the amount of unfinished business of the house, and report the order in which the same should be taken up for the final action of the house, beg leave to report the following as the unfinished business before the house and recommend that the same be considered in the order as follows:

1. "A bill amendatory to the acts herein recited and to provide for defraying the public and necessary charges for state and county purpose." No. 10. Senate.

2. "A bill to authorize the building a bridge over the river St. Joseph at the village of Niles, in the county of Berrien. Nov. 12. Senate.

3. "A bill to organize the supreme court, and to establish circuit courts." No. 17. Senate.

4. "A bill to incorporate a bank at Niles." No. 18. House.

5. "A bill to incorporate the walled lake steam mill company." No. 19. House.

6. "A bill to incorporate the St. Clair and Romeo railroad company." No. 20. House.

7. "A bill to render certain persons therein named ineligible to the office of notary public." No. 22. House.

8. "A bill in addition to an act, entitled an act, to amend an act, entitled an act, to incorporate the Detroit and St. Joseph railroad company." No. 23. House.

9. "A bill to provide for, and regulate the election of electors of president and vice president. No. 24. Senate.

10. "A bill concerning the records of deeds and other conveyances of land." No. 25. House.

11. "A bill in addition to an act entitled an act, to amend an act, entitled an act to incorporate the Erie and Kalamazoo railroad company." No. 26. House.

12. "A bill defining the duties of the superintendant of public instruction, and for other purposes." No. 31. House.

13. "A bill to incorporate the village of Adrian." No. 32. House.

14. "A bill to establish a court of chancery and for other purposes." No. 33. House.

15. "A bill to authorize the Judges of probate to grant licences to sell real estate of minors and others. No. 34. House.

16. "A bill to incorporate the river Raisin and lake Erie railroad company." No. 35. House.

The bill to establish a court of chancery and for other purposes coming under the general order of the day, was taken up.

Mr. Convis moved to amend said bill by striking out, in the second section third line, the words "appellate jurisdiction;" and after some debate thereon it was decided by yeas and nays in the negative, as follows;

Yeas—Messrs. Britton, Higley, Lothrop, Mead, Morse, Monfore, Odell, Wheeler (speaker)—9.

Nays—Messrs. Alden, Burdick, Charter, Dodge, Ely, Ellenwood, Ferrington, Hutchins, O. Howe, Hill, Heath, Jackson, Mathews, Miller, Noyes, Niles, Richardson, Smith, Sherman, Summers, Voorheis, Whipple—21.

Mr. Convis moved further to amend by striking out the word "two," in the first line of the fifth section, and insert "one;" when it was decided in the negative by yeas and nays, as follows:

Yeas—Messrs. Higley, Lothrop, Mead, Morse, Miller, Summers, Wheeler (speaker)—8.

Nays—Messrs. Alden, Brewer, Britton, Burdick, Charter, Dodge, Ely, Ellenwood, Ferrington, Hutchins, Hill, Jackson, Mathews, Noyes, Niles, Odell, Richardson, Smith, Sherman, Strong, Van Every, Voorheis, Whipple—23.

Mr. Whipple moved further to amend by striking out the word "for" and insert "or nearest the place at which," in the tenth line fifth section; which was agreed to.

A message was received from the senate transmitting the following bills, with amendments, for the concurrence of the house:

"A bill for the construction of certain roads."

"A bill to provide for the review of the seat of justice of the county of Branch."

"A bill authorizing the supervisors of certain counties, therein named, to borrow a sum of money."

"A bill appointing commissioners to lay out and establish certain state roads."

On motion adjourned, to 3 o'clock P. M.

AFTERNOON SESSION.

The bill originating from the house to provide for the review of the seat of justice of the county of Branch, transmitted from the senate with sundry amendments was taken up and concurred in.

A bill for the construction of certain roads with amendments transmitted from the senate, was taken up, and on motion again laid upon the table.

The bill authorizing the supervisors of certain counties therein named to borrow a sum of money, with sundry amendments transmitted from the senate was taken up.

The question being upon the concurrence in the amendment to insert the 6th section, it was non-concurred in.

The question being upon the remaining amendments they were concurred in.

The question being upon considering the resolution transmitted from the senate, instructing our senators and requesting our representative in congress to oppose a certain bill therein named, it was lost.

On motion of Mr. Whipple, the house resumed the consideration of the bill to establish a court of chancery and for other purposes.

Mr. Whipple moved to amend the same by inserting in the last line of the last section, the following which was agreed to.

"Provided that the proceedings are had agreeably to the rules and practice of courts of chancery, as near as may be."

The question being on motion of the speaker to amend by striking out the enacting clause of the bill,

The question being on motion of Mr. Morse to lay the bill upon the table,

Mr. Whipple called for a division, when the motion to lay it on the table was carried.

The resolution transmitted from the senate instructing our senators and requesting our representative in congress to oppose a certain bill therein named, was taken up.

Mr. Lothrop moved to amend the same by substituting the following:

Whereas we have seen with surprize and astonishment a bill reported to congress preposing to give not as a matter of right, but that of expediency to the state of Ohio, a portion of territory included within the limits of the state of Michigan as prescribed by its constitution, also, to attach to this state a district of country situated on the southern shore of lake Superior, a country so remote that they can never have any interest in common with us—also that the admission of Michigan into the Union is to depend on the assent of our senators and representative at Washington to the provisions of said bill, and the approval of the same by the legislature, therefore

Be it Resolved, 1st, by the senate and house of representatives of the state of Michigan, That the right given to the first Senators and representative elected to congress from this state in the seventh section of the ordinance attached to the constitution of this state relates only to the ordinance itself and not to any part of the constitution.

2nd, That our senators at Washington be directed, and our representative requested to protest against the right of congress taking away any portion of our territory on the south, or of adding any on the north-west of our state, from any of the territory west of lake Michigan.

3d. That they be directed to oppose the admission of Michigan into the Union on the principles contained in said bill, and that they accept no proposition for our admission unless based on the rights secured to us under the ordinance and constitution of the United States.

Mr. Whipple moved to amend by striking out the first and third resolution.

On motion the above resolution and substitute were committed to a select committee of three, consisting of Messrs. Whipple, Hutchins, Lothrop.

A message was received from the senate announcing that they had appointed a committee of conference on the part of the senate on the amendment made by the senate to the bill entitled, "A bill to authorize the supervisors of certain counties therein named to borrow certain sums of money," which was non-concurred in by the house.

The chair announced Messrs. Heath, Summers, Monfore, as said committee on the part of the house.

Also, transmitted from the senate, for the concurrence of the house, "A bill making appropriations in part for the year 1836, and fixing the pay of officers and members of the legislature."

Also the bill originating from the house, to vacate the present seat of justice of the county of Lenawee, and establish the same at the village of Adrian in said county, without amendment.

The resolution transmitted from the senate, fixing the time for adjournment, was taken up and read.

The question being on motion of Mr. Hutchins to amend the same by striking out 22nd and insert 26th, it was carried.

The resolution as amended was concurred in.

The bill making appropriations in part for the year 1836, and fixing the pay of officers and members of the legislature transmitted from the senate was taken up and read a first and second time by its title, and referred to the committee on state affairs.

Mr. Hutchins from the committee on banks and incorporations reported a bill to incorporate the stockholders of the bank of Calhoun county.

Also, a bill to incorporate the stockholders of the bank of St. Clair.

On motion adjourned.

FRIDAY, March 18, 1836.

The roll being called, the minutes of the previous meeting were read.

Mr. Miller presented a petition from A. B. Gibson and others, inhabitants of Jackson county.

Referred to the committee on towns and counties.

The speaker presented a petition from Chs. D. Smith and others inhabitants of Calhoun county.

Referred to the committee on internal improvements.

Mr. Ely, from the committee on internal improvements, reported a bill entitled "A bill to authorize L. Chamberlain and John Peters to build a dam across Huron river, and Alfred D. Williams and B. O. Williams to build a dam across the Shiawassee river," which was read the first and second time and laid upon the table; and ordered that the printing be dispensed with.

Also reported a bill to provide for opening and keeping in repair the state roads of this state: said bill was read the 1st and 2nd time.

The 22nd rule being suspended, said bill was ordered to be engrossed and read a third time.

Mr. Sherman gave notice that he should on some future day ask leave to introduce a bill to prohibit the circulation of any notes of the United States bank recently chartered by the legislature of Pennsylvania, and to prohibit the establishment of any branch or branches of said bank within the state of Michigan.

On motion, the house resolved itself into a committee of the whole Mr. Alden in the chair, on the bill originating from the senate entitled, 'A bill amendatory to the acts herein recited, and to provide for defraying the public and necessary charges for state, county, and township purposes; and after spending some time therein, the committee rose and reported the same back to the house without amendment.

The 39th rule being suspended,

Said bill was read a third time and passed.

On motion of Mr. Heath,

Resolved, That the committee on internal improvements be instructed to inquire into the propriety of repealing that part of the existing laws regulating highways which relates to the

limitation of the number of days a person shall be assessed to work upon highways, also into the propriety of increasing the amount of commutation money paid for each day's assessment by those who commute for highway tax, and report as thought expedient.

On motion, the house resolved itself into a committee of the whole. Mr. Hill in the chair, on the bill to authorize the governor to confirm the location of the seat of justice of the county of Van Buren, and after spending some time therein the committee rose and reported the same back to the house without amendment, which on motion was laid on the table.

Mr. Richardson from the committee on enrolment, reported as correctly enrolled the bill to vacate the present seat of justice of the county of Lenawee, and establish the same at the village of Adrian in said county.

On motion, the house resolved itself into a committee of the whole, Mr. Hutchins in the chair on the following bills:

"A bill to incorporate the stockholders of the bank of Calhoun county."

"A bill to incorporate the stockholders of the bank of St. Clair."

"A bill to incorporate the stockholders of the Manhattan bank."

And after spending some time therein, the committee rose and reported that they had made some progress on the bill to incorporate the stockholders of the bank of Calhoun county, but had made no progress on the other two, and asked and obtained leave to sit again on the above bills.

A message was received from the senate transmitting the bill entitled, "A bill to authorize the supervisors of certain counties therein named, to borrow a sum of money," and that the senate had receded from the amendment made to insert the sixth section, to which the house had non-concured.

Also accompanied with a bill entitled, a bill amendatory to an act entitled, "An act relative to the duties and privileges of townships, approved the 17th April, 1833."

"Also a resolution authorizing the fiscal agent to advance to A. H. Stowell a certain sum of money."

On motion of Mr. Felch, the bill entitled, "A bill to incorporate the river Raisin and lake Erie railroad company" was recommitted to the committee on banks and incorporations with instructions to report the same in provision with the bill entitled, "A bill to incorporate the stockholders of the Allegan and Marshall railroad company."

Mr. Ellenwood gave notice that he should at some future day ask leave to bring in a bill to incorporate the Oakland county bank.

On motion, adjourned to 3 o'clock, P.M.

AFTERNOON SESSION.

Mr. Noyes gave notice that he should, on some future day, ask leave to bring in a bill to provide for the payment of the militia for their services, in supporting the supremacy of the laws of Michigan, and for other purposes.

Mr. Burdick offered the following resolution:

Resolved, That this house will meet daily at 9 o'clock, A.M., and 3 o'clock P.M., until otherwise specially ordered.

The question being, on motion of Mr. Hill, to lay the resolution on the table, it was decided in the negative by yeas and nays, as follows:

Yeas—Messrs. Brewer, Ellenwood, Hill, Noyes, Richardson, Summers—6.

Nays—Messrs. Alden, Brown, Bradshaw, Brownell, Britton, Burdick, Charter, Dodge, Felch, Ferrington, Hutchins, O. Howe, Higley, Jackson, Lothrop, Morse, Mathews, Monfore, Miller, Odell, Smith, Sherman, Voorheis, Wheeler—24.

Mr. Noyes moved to amend by striking out "nine," in the second line, and insert "ten" in lieu thereof.

Mr. Hutchins called for the previous question, which was agreed to.

The question being upon the adoption of the resolution, it was carried.

Mr. Hill asked and obtained leave of absence for the afternoon.

The house resumed the consideration in committee of the whole, Mr. Hutchins in the chair, on the bill to incorporate the stockholders of the Bank of Calhoun county;

Also the bill to incorporate the stockholders of the Bank of St. Clair;

Also the bill to incorporate the stockholders of the Manhattan Bank;

And after spending some time therein the committee rose and reported the above bills back to the house, with sundry amendments, which were concurred in.

On motion of Mr. Whipple,

The bill to incorporate the Niles main-street free bridge company was taken up, with sundry amendments made by the senate thereto, and the question being upon concurring in said amendments, it was decided in the affirmative by yeas and nays, as follows:

Ycas—Messrs. Alden, Brewer, Brown, Bradshaw, Brownell, Britton, Charter, Dodge, Felch, Ferrington, Hutchins, O. Howe, Heath, Hart, Lothrop, Mead, Morse, Mathews, Monfore, Miller, Noyes, Odell, Richardson, Smith, Summers, Tacles, Wheeler, Whipple, (speaker)—29.

Nays—Jackson—1.

The resolution, transmitted from the senate, authorizing the fiscal agent to advance to A. H. Stowell a certain sum of money, was taken up and read and concurred in.

The bill to incorporate the stockholders of the Bank of St. Clair, and also the bill to incorporate the stockholders of the Bank of Calhoun county, being under consideration, were ordered to be engrossed and read a third time to-morrow.

The bill to incorporate the St. Clair and Romeo rail-road company, with sundry amendments, was taken up.

The question being on adjournment, it was lost.

On motion of Mr. Hutchins,

The bill to incorporate the St. Clair and Romeo rail-road

company; the bill to incorporate the Clinton and Adrian rail-road company; the bill to incorporate the River Raisin and Lake Erie rail-road company; were severally recommitted to the committee on internal improvements, with instructions to report the same in conformity with the provisions of the bill to incorporate the Marshall and Allegan rail-road company.

On motion of Mr. Morse,

Resolved, That the bill in addition to an act to amend an act entitled "An act to incorporate the Detroit and St. Joseph rail-road company" be recommitted to the committee on banks and incorporations, with instructions to report the bill back to the house with such amendments as they may deem proper.

On motion adjourned.

SATURDAY, March 19, 1836.

The roll being called, the following members were absent: Messrs. Niles, Wheeler, Whipple.

The minutes of the previous meeting having been read, Mr. Hutchins, from the committee on the judiciary, to whom was committed the "bill to provide for and regulate the election of electors of President and Vice-President," reported the same back to the house without amendment.

Mr. Ely laid on the table the following resolution:

Resolved, That all petitions and memorials presented to this house, at its present session, shall be referred to the appropriate standing committees; and the said committees are hereby directed not to make any report thereon unless specially directed by the house.

The engrossed "bill to provide for opening and keeping in repair state roads of this state" being under consideration, was read a third time and passed.

The engrossed bill to incorporate the stockholders of the Bank of Calhoun county being under consideration,

Mr. Noyes, by unanimous consent, moved to amend the title of said bill by transposing the same so as to read "A bill

to incorporate the stockholders of the Calhoun county Bank;" which was agreed to.

Mr. Burdick moved to amend by striking out "four hundred," in the twenty-fourth section sixth line, and insert "two hundred and fifty."

Mr. Hutchins moved to amend the amendment by inserting "three hundred."

The question being on the motion to strike out "four hundred" and insert "three hundred," it was, on motion of Mr. Lothrop, decided in the negative by yeas and nays, as follows:

Yeas—Messrs. Alden, Britton, Charter, Dodge, Hutchins, O. Howe, Hill, Heath, Jackson, Morse, Monfore, Noyes, Tacles, Whipple (speaker)—15.

Nays—Messrs. Brown, Brownell, Burdick, Ely, Felch, Ellenwood, Ferrington, Lothrop, Mead, Mathews, Odell, Richardson, Smith, Sherman, Strong, Van Every, Voorheis, Wheeler—18.

The question being on striking out "four hundred" and inserting "two hundred and fifty;" it was, on motion of Mr. Lothrop, decided by yeas and nays in the affirmative, as follows:

Yeas—Messrs. Brown, Bradshaw, Brownell, Britton, Burdick, Charter, Dodge, Felch, Ferrington, Hutchins, Lothrop, Mead, Mathews, Monfore, Odell, Richardson, Smith, Sherman, Strong, Tacles, Van Every, Voorheis, Wheeler, Whipple—24.

Nays—Messrs. Alden, Ely, Ellenwood, O. Howe, Hill, Heath, Jackson, Miller, Noyes (speaker)—10.

The question being on the passage of the above bill, it was decided by yeas and nays in the affirmative, as follows:

Yeas—Messrs. Alden, Bradshaw, Brownell, Britton, Burdick, Charter, Dodge, Ely, Ellenwood, Felch, Ferrington, Hutchins, O. Howe, Hill, Heath, Jackson, Lothrop, Morse, Mathews, Monfore, Miller, Noyes, Richardson, Smith, Sherman, Tacles, Van Every, Whipple (speaker)—29.

Nays—Messrs. Higley, Mead, Odell, Strong, Summers—5.

The engrossed bill to incorporate the stockholders of the bank of St. Clair being under consideration,

The question being on its final passage, it was decided in the affirmative by the yeas and nays as follows:

Yeas—Messrs. Alded, Brewer, Brown, Bradshaw, Brownell, Burdick, Charter, Dodge, Ely, Felch, Hutchins, O. Howe, Hill, Heath, Hart, Jackson, Lothrop, Morse, Matthews Monfore, Miller, Noyes, Richardson, Smith, Sherman, Tacles, Van Every, Voorheis, Whipple (speaker.)—30.

Nays—Messrs. Higley, Mead, Odell, Strong, Summers,—5.

Mr. Richardson, from the committee on state affairs, to whom was committed the bill making appropriations in part for the year 1836, and fixing the pay of officers and members of the legislature, reported the same back to the house without amendment.

The following communication was received from the Executive by Mr. Pritchette, secretary of state:

To the house of representatives—

I have this day approved and filed in the office of the secretary of state, a resolution entitled "A resolution authorizing the fiscal agent to advance A. H. Stowell a certain sum of money."

STEVENS T. MASON.

March 19, 1836.

On motion the house resolved itself into a committee of the whole, Mr. Whipple in the chair, on the following bills:

"A bill to incorporate the village of Adrian;"

"A bill to incorporate the members of the Detroit young men's society;"

"A bill making appropriations in part for the year 1836;"

"A bill to provide for, and regulate the election of electors of president and vice president;"

"A bill to authorize the judges of probate to grant licence to sell the real estate of minors and others,"

And after spending some time therein, the committee rose

and reported the bill to incorporate the village of Adrian, and also the bill to incorporate the members of the Detroit young men's society, with sundry amendments which were laid upon the table, and also reported progress on the bill making appropriations in part for the year 1836, and also the bill to provide for and regulate the election of electors of president and vice president, and also the bill to authorize the judges of probate to grant licence to sell real estate of minors and others, and asked and obtained leave to sit again on the three last named bills.

On motion adjourned to 3 o'clock P. M.

AFTERNOON SESSION.

Mr. Alden presented a petition from J. Goodwin and others; referred to the committee on the judiciary.

Mr. Lothrop, from the committee on banks and incorporations, reported a bill to incorporate the stockholders of the Bank of Ypsilanti, which was read the first and second time and committed to a committee of the whole.

On motion of Mr. Whipple, the committee on enrollment were authorized to employ an assistant enrolling clerk.

Mr. Ely called up the following resolution, which, after being read, was adopted.

Resolved, That all memorials and petitions hereafter presented to this house, at its present session, shall be referred to the appropriate standing committees; and the said committees are hereby directed not to make any report thereon, unless specially directed by the house.

Mr. Alden gave notice that he should, on some future day, ask leave to bring in a bill for a bank at the village of Coldwater, Branch county.

Mr. Noyes, from former notice given, asked and obtained leave to bring in "A bill to provide for the payment of the militia for their services in supporting the supremacy of the laws of Michigan, and for other purposes.

The chair announced Messrs. Noyes, Morse, Felch, as the committee to bring in said bill.

Mr. Ellenwood, from former notice given, asked and obtained leave to bring in "A bill to incorporate the Oakland county bank."

The chair announced Messrs. Ellenwood, Monfore, Voorheis, as the committee to bring in said bill.

Mr. Noyes, from the select committee to whom it was assigned to bring in the "Bill to provide for the payment of the militia for their services in supporting the supremacy of the laws of Michigan, and for other purposes," reported the same to the house, which was read the first and second time by its title and committed to a committee of the whole.

A message was received from the senate, transmitting a bill originating from the house, entitled "A bill to organize certain townships," with sundry amendments, which were concurred in.

The amendment made, in committee of the whole, to the "Bill to incorporate the village of Adrian;" and also the "Bill to incorporate the members of the Detroit young men's society," were taken up and concurred in.

"The bill to incorporate the village of Adrian" being under consideration, was ordered to be engrossed and read a third time.

Mr. Ellenwood, from the select committee to whom it was assigned to bring in "the bill to incorporate the Oakland county bank," reported the same to the house, which was read the first and second time by its title and committed to the committee on banks and incorporations.

"The bill to establish a court of chancery, and for other purposes," being under consideration,

The question being, on motion of Mr. Summers, to re-commit the bill to a select committee, it was lost.

The question being on striking out all after the enacting clause of the bill, it was decided by yeas and nays in the negative, as follows:

Yeas—Messrs. Charter, Ellenwood, Higley, Jackson,

Lothrop, Mead, Monfore, Odell, Sherman, Summers, Tacles, Voorheis (speaker)—13.

Nays—Messrs. Alden, Brewer, Brown, Bradshaw, Brownell, Dodge, Ely, Felch, Hutchins, O. Howe, Hill, Hart, Morse, Mathews, Miller, Noyes, Richardson, Strong, Whipple—19.

The question being, en motion-of Mr. Lóthrop, to amend by striking out "fifteen" and inserting "twelve," in the first section and fifth line; it was, on motion of Mr. Summers, decided by yeas and nays in the negative, as follows:

Yeas—Messrs. Brownell, Ellenwood, Higley, Jackson, Lothrop, Mead, Monfore, Odell, Smith, Strong, Summers, Tacles, Voorheis, (speaker)—14.

Nays—Messrs. Alden, Brewer, Brown, Bradshaw, Burdick, Charter, Dodge, Ely, Felch, Hutchins, O. Howe, Hill, Hart, Morse, Mathews, Miller, Noyes, Richardson, Sherman, Whipple—20.

The question being upon the motion to lay the bill upon the table, it was carried.

On motion, the house resolved itself into a committee of the whole, Mr. Lothrop in the chair, on "the bill to organize the supreme court and to establish circuit courts;"

And after spending some time therein the committee rose, reported progress, and asked and obtained leave to sit again.

The bill, on motion of Mr. Whipple, entitled "A bill to incorporate the Manhattan Bank," with amendments, was taken up and concurred in.

Said bill was ordered to be engrossed and read a third time.

Mr. Sherman, from former notice given, asked and obtained leave to bring in a bill to prohibit the circulation of any notes of the United States Bank, recently chartered by the legislature of Pennsylvania, and to prohibit the establishment of any branch or branches of said bank within the State of Michigan.

The chair announced Messrs. Sherman, Hill, Summers, as the committee to bring in said bill.

On motion adjourned.

MONDAY, March 21, 1836.

The roll being called the following members were absent: Messrs. Niles, Richardson, Sherman, Strong, Van Every, Whipple.

The minutes of the previous meeting having been read,

Mr. Monfore presented a petition from Isaac B. Gilbert and others for the construction of a railroad from Shelby to Romeo.

Referred to the committee on internal improvements.

And also gave notice that he should on some future day ask leave to bring in a bill, to amend an act entitled an act relative to the duties and privileges of townships.

Mr. Smith from the committee on state affairs to whom was committed the bill, to amend an act, entitled an act to provide the tenure of office of Auctioneers, and to levy a duty upon sales at auction in certain cases, reported the same back to the house without amendment.

The bill originating from the senate entitled, "A bill amendatory to an act, entitled an act relative to the duties and privileges of townships, approved April 17th, 1833," was taken up and read, and committed to the committee of the whole.

Also the bill to establish the divisionary line between the townships of Cottrellville and St. Clair, in the county of St. Clair, was taken up and read the first and second time.

The 39th rule being suspended, said bill was read a third time and passed.

The bill to authorize the governor to confirm the location of the seat of justice of the county of Van Buren was taken up and read.

Said bill was ordered to be engrossed and read a third time.

Mr. Ely from the committee on internal improvements to whom was committed the bill entitled, "A bill to incorporate the St. Clair and Romeo railroad company."

Also "A bill to incorporate the Shelby and Belle river railroad company."

Also "A bill to incorporate the river Raisin and lake Erie railroad company."

Also "A bill to incorporate the Clinton and Adrian railroad company," reported the same back to the house.

The bill to incorporate the St. Clair and Romeo railroad company was taken up and read.

Mr. Felch moved to amend the same by substituting the following to stand as the last section:

"That any future legislature shall have power to alter amend or modify this act; but such alteration, amendment or modification shall not divert the property or funds of said company from the purposes herein expressed."

The question being upon the above amendment it was decided in the negative by the yeas and nays as follows:

Yeas—Messrs. Alden, Brewer, Brown, Bradshaw, Charter, Crossman, Felch, Ferrington, Hutchins, Higley, Jackson, Lothrop, Mead, Mathews, Odell, Strong, Van Every, Wheeler,—18.

Nays—Messrs. Brownell, Burdick, Dodge, Ely, Ellenwood, O. Howe, Hill, Heath, Hart, Morse, Monfore, Richardson, Smith, Sherman, Summers, Tacles, Voorheis, Whipple, (speaker)—19.

The question recurring upon the final passage of the bill, it was decided by the yeas and nays in the affirmative as follows:

Yeas—Messrs. Alden, Brewer, Bradshaw, Brownell, Burdick, Charter, Crossman, Dodge, Ely, Ellenwood, Felch, Hutchins, O. Howe, Hill, Heath, Hart, Jackson, Mead, Monfore, Richardson, Smith, Sherman, Summers, Tacles, Van Every, Voorheis, Whipple, (speaker)—28.

Nays—Messrs. Brown, Ferrington, Higley, Lothrop, Mathews, Odell, Strong,—7.

The following communication was received from the executive, by Mr. Prichette secretary of state.

To the House of Representatives—

I have this day approved, and filed in the office of the secretary of state the following acts, viz.

An act to vacate the present seat of justice of the county of Lenawee, and to establish the same at the village of Adrian, in said county."

"An act to incorporate the Niles main street free bridge company."

"An act to amend an act, entitled an act to incorporate the village of St. Joseph."

"An act amendatory of the acts herein recited, and to provide for defraying the public and necessary charges for state county and tow ship purposes."

STEVENS T. MASON.

Detroit, March 21, 1836.

A message was received from the senate transmitting a bill originating from the house entitled "A bill concerning the records of deeds and other conveyances of lands," without amendment.

Also "A bill authorizing the boards of supervisors of the counties of Washtenaw and St. Clair to raise money to erect public buildings," with sundry amendments.

The bill to establish a court of chancery, and for other purposes, being under consideration, after sundry amendments,

Said bill was ordered to be engrossed and read a third time.

On motion the house resolved itself into a committee of the whole, Mr. Felch in the chair, on the following bills:

A bill to incorporate the Clinton and Adrian railroad company.

A bill to incorporate the river Raisin and lake Erie railroad company.

A bill to incorporate the Shelby and Bell river railroad company.

A bill to incorporate the Ann Arbor woolen manufacturing company.

And after spending some time therein the committee rose and reported the same back to the house with sundry amendments, which were laid on the table.

The question being on adjournment it was lost.

Mr. Richardson from the committee on enrolment, reported as correctly enroled the following bills:

An act to construct dams and improve the navigation of certain rivers.

An act to authorize the boards of supervisors of certain counties therein named to borrow certain sums of money and for other purposes.

An act to incorporate the Marshall and Allegan railroad company.

On motion of Mr. Richardson,

Resolved, That the committee on banks and incorporations be instructed, so to amend the bill referred to said committee to incorporate the Oakland county bank as to make the same conform in its provisions to the bill to incorporate the Clinton Bank.

On motion of Mr. Hutchins, the amendments made in committee of the whole to the following bills were concurred in.

A bill to incorporate the village of Adrian.

A bill to incorporate the members of the Detroit young men's society.

A bill to incorporate the Clinton and Adrian railroad company.

A bill to incorporate the river Raisin and lake Erie railroad company.

A bill to incorporate the Shelby and Bell river railroad company.

A bill to incorporate the Ann Arbor woolen manufacturing company.

On motion, adjourned.

AFTERNOON SESSION.

The bill, originating from the house, with sundry amendments made by the senate, entitled "An act for the construction of certain roads," was taken up and concurred in.

"The bill to lay out a state road from Edwardsburg to Allegan," being under consideration, was read a third time and passed.

The engrossed "Bill to incorporate the village of Adrian," being under consideration, was read a third time.

The 22nd rule being suspended.

The question being upon its final passage, it was decided by yeas and nays in the affirmative, as follows:

Yeas—Messrs. Alden, Brewer, Brown, Bradshaw, Britton, Charter, Crossman, Dodge, Ely, Ellenwood, Felch, Ferring-ton, Hutchins, O. Howe, Hill, Higley, Hah, Hart, Jackson, Lothrop, Mead, Morse, Mathews, Monfore, Noyes, Odell, Smith, Summers, Tacles, Voorheis, Wheeler—31.

Nays—Mr. Strong—1.

"The bill to incorporate the members of the Detroit young men's society," being under consideration, was ordered to be engrossed and read a third time to-day.

The engrossed "bill to establish a court of chancery, and for other purposes," being under consideration, was read a third time and passed.

"The bill to incorporate the Clinton and Adrian rail-road company," was taken up and ordered to be engrossed and read a third time to-day.

Also "The bill to incorporate the Shelby and Belle river rail-road company," was ordered to be engrossed and read a third time.

Also "The bill to incorporate the River Raisin and Lake Erie rail-road company" was taken up; and, after sundry amendments, said bill was ordered to be engrossed and read a third time to-day.

"The engrossed bill to authorize the governor to confirm the location of the seat of justice of the county of Van Buren," being under consideration, was read a third time and passed.

"The engrossed bill to incorporate the members of the Detroit young men's society," being under consideration, was read a third time.

The question being upon its final passage, (the 22nd rule was suspended) it was decided by yeas and nays in the affirmative, as follows:

Yeas—Messrs. Alden, Brewer, Brown, Bradshaw, Britton, Charter, Crossman, Dodge, Ellenwood, Felch, Ferrington, Hutchins, Hill, Higley, Heath, Hart, Jackson, Lothrop, Mead, Morse, Mathews, Monfore, Noyes, Smith, Sherman, Strong, Voorheis, Whipple (speaker)—29.

Nays—Messrs. O. Howe, Odell, Richardson, Summers, Tacles—5.

The "bill to incorporate the Ann Arbor woollen manufacturing company" was taken up and ordered to be engrossed and read a third time.

"The engrossed bill to incorporate the Clinton and Adrian rail-road company," being under consideration, was read a third time.

The question being upon its final passage, it was decided by yeas and nays in the affirmative, as follows:

Yeas—Messrs. Alden, Bradshaw, Britton, Charter, Crossman, Dodge, Ellenwood, Felch, Hutchins, O. Howe, Hill, Heath, Hart, Jackson, Mead, Morse, Monfore, Noyes, Richardson, Smith, Sherman, Summers, Tacles, Voorheis, Whipple (speaker)—26.

Nays—Messrs. Brewer, Brown, Ferrington, Higley, Lothrop, Mathews, Odell, Strong—8.

The engrossed bill to incorporate the river Raisin and lake Erie railroad company, being under consideration it was read a third time.

The question being upon its final passage it was decided by the yeas and nays in the affirmative as follows:

Yeas—Messrs. Alden, Brewer, Bradshaw, Britton, Charter, Crossman, Dodge, Ellenwood, Felch, Hutchins, O. Howe, Hill, Heath, Hart, Jackson, Mead, Morse, Monfore, Noyes, Richardson, Smith, Sherman, Summers, Tacles, Voorheis, Whipple, (speaker)—27.

Nays—Messrs. Brown, Ferrington, Higley, Lothrop, Matthews, Odell, Strong,—7.

The engrossed bill to incorporate the Shelby and Bell river railroad company being under consideration was read a third time.

The question being on its final passage it was decided by yeas and nays in the affirmative as follows:

Yeas. Messrs. Alden, Brewer, Bradshaw, Britton, Charter, Crossman, Dodge, Ellenwood, Felch, Hutchins, O. Howe, Hill, Heath, Hart, Jackson, Mead, Morse, Monfore, Noyes, Richardson, Smith, Sherman, Summers, Tacles, Voorheis, Whipple, (speaker)—27.

Nays—Messrs. Brown, Higley, Lothrop, Matthews, Odell, Strong.—6.

Mr. Morse gave notice that he should to-morrow ask leave to bring in a bill to provide for the appointment of commissioners of bail, notaries Public, and district attorneys.

The engrossed bill to incorporate the stockholders of the Manhattan bank being under consideration,

Mr. Whipple moved to fill the blank in the 11th line 1st section with "five hundred."

The question being upon filling the above blank, it was on motion of Mr. Lothrop decided by ayes and nays in the affirmative as follows:

Yeas—Messrs. Alden, Brewer, Bradshaw, Britton, Charter, Crossman, Dodge, Ellenwood, Felch, Ferrington, Hutchins, O. Howe, Higley, Hart, Jackson, Morse, Matthews, Noyes, Odell, Smith, Sherman, Whipple, (speaker)—23.

Nays—Messrs. Brown, Heath, Lothrop, Monfore, Strong, Summers, Tacles, Voorheis.—8.

On motion adjourned.

TUESDAY, March 22, 1836.

The roll being called the following members were absent: Messrs. Mead, Miller, Richardson, Van Every, Whipple.

The minutes of the previous meeting having been read,

Mr. Monfore asked and obtained leave of absence for Mr. Miller.

Mr. Noyes gave notice that he should on some future day ask leave to bring in a bill to incorporate the village of Marshall.

Mr. Jackson gave notice that he should on some future day ask leave to bring in a bill to establish a bank at Dundee to be denominated the Monroe county bank.

Mr. Sherman from the select committee to whom it was assigned to bring in the bill to prohibit the circulation within this state of the bills and notes of the United States bank recently chartered by the legislature of Pennsylvania, and for other purposes, reported the same to the house, which was read a first and second time.

The question being on motion to lay it on the table, it was on motion of Mr. Hutchins decided by yeas and nays in the affirmative as follows:

Yeas—Messrs. Alden, Brewer, Brown, Bradshaw, Burdick, Charter, Crossman, Dodge, Ely, Ellenwood, Felch, Ferrington, O. Howe, Hill, Higley, Hart, Jackson, Lothrop, Matthews, Niles, Odell, Wheeler,—22.

Nays—Messrs. Brownell, Hutchins, Heath, Mead, Morse, Monfore, Noyes, Sherman, Strong, Summers, Van Every, Voorheis, (speaker.)—13.

Mr. Ely from the committee on internal improvements to whom was committed the bill to incorporate the Monroe and Ypsilanti railroad company, reported the same back to the house, which on motion was committed to a committee of the whole.

A message was received from the senate transmitting a bill for the concurrence of the house entitled, "A bill to authorize the supervisors of St. Clair county to loan a certain sum of money," accompanied with a bill originating from the house, with amendments made thereto by the senate entitled, "A bill to provide for opening and keeping in repair the state roads of this state."

Also without amendment a bill entitled, "A bill for the organization of certain counties."

On motion, the house resolved itself into a committee of the whole Mr. Lothrop in the chair, on the bill entitled, "A bill to organize the supreme court and to establish circuit courts."

Also on the bill amendatory to an act entitled, "An act relative to the duties and privileges of townships," approved the 17th April, 1836.

And after spending some time therein, the committee rose and reported the same back to the house with amendments which were concurred in.

The "Bill to organize the supreme court, and to establish circuit courts," being under consideration,

Mr. Monfore moved to amend by striking out "Wayne" in the 9th section, 2nd line, and insert "Macomb" in lieu thereof.

Mr. Hart moved to amend the amendment by striking out "Macomb" and insert "Lapeer."

On motion adjourned, to 3 o'clock P. M.

AFTERNOON SESSION.

Mr. Summers, from the committee on banks and incorporations, to whom was committed "A bill to incorporate the Oakland county bank," reported the same back to the house.

The bill entitled a bill amendatory to an act entitled "An act relative to the duties and privileges of townships," approved April 17, 1833, with sundry amendments, was taken up and concurred in.

Said bill was ordered to be read a third time.

The engrossed bill entitled "A bill to incorporate the Ann Arbor woollen manufacturing company," being under consideration, was read a third time.

The question being upon its final passage, it was decided by yeas and nays in the affirmative, as follows:

Yeas—Messrs. Alden, Charter, Dodge, Ely, Ellenwood, Felch, Hutchins, O. Howe, Hill, Jackson, Lothrop, Mead, Mathews, Noyes, Niles, Richardson, Smith, Sherman, Summers, Voorheis, (speaker)—21.

Nays—Messrs. Brewer, Brown, Bradshaw, Brownell, Britton, Burdick Crossman, Ferrington, Hart, Odell, Strong, Tacles, Van Every, Wheeler—14.

On motion, the house resolved itself into a committee of the whole, Mr. Whipple in the chair, on the following bills:

“A bill to authorize the Judges of Probate to grant license to sell the real estate of minors and others.”

“A bill making appropriations in part for the year 1836.”

“A bill to provide for and regulate the election of electors of president and vice-president.”

“A bill to incorporate the Oakland county bank.”

And after spending some time therein, the committee rose and reported the “Bill to authorize the Judge of Probate to grant license to sell the real estate of minors and others.”

Also “The bill making appropriations in part for the year 1836,” with sundry amendments, which were concurred in.

Also reported “The bill to provide for and regulate the election of electors of president and vice-president;” and also “The bill to incorporate the Oakland county bank,” without amendment.

“The bill to authorize the Judges of Probate to grant licence to sell the real estate of minors and others,” being under consideration, was ordered to be engrossed and read a third time.

“The bill making appropriations in part for the year 1836,” originating from the senate, with amendments made in committee of the whole, was taken up and concurred in.

Mr. Monfore moved to amend the same by striking out “three,” in the second section fifth line, and inserting “two and half.”

The question being upon striking out and inserting, it was decided by yeas and nays in the negative, as follows:

Yeas—Messrs. Burdick, Monfore, Niles, Odell, Smith—6.

Nays—Messrs. Alden, Brewer, Brown, Bradshaw, Brownell, Britton, Charter, Crossman, Dodge, Ely, Ellenwood, Felch, Ferrington, Hutchins, O. Howe, Hill, Hart, Jackson,

Lothrop, Mead, Morse, Mathews, Noyes, Richardson, Sherman, Strong, Summers, Van Every, Voorheis, Whipple, (speaker)—32.

Said bill was laid upon the table.

A message was received from the senate, by their secretary, transmitting for the concurrence of the house, the following bills:

"A bill to extend the limits of the city of Detroit."

"A bill to provide for the election of members of the legislature in 1836, and to create a board of state canvassers."

"A bill repealing an act entitled an act to provide for the appointment of Librarian," approved June 16, 1828.

The bill entitled "A bill to incorporate the Oakland county bank," being under consideration, was ordered to be engrossed and read a third time to-morrow.

A message was received from the senate transmitting a bill for the concurrence of the house, entitled "A bill to create a fund for the benefit of the creditors of certain moneyed corporations."

The engrossed "Bill to incorporate the stockholders of the Bank of Manhattan," originating from the senate, being under consideration; and after sundry amendments, said bill was ordered to lay upon the table.

Mr. Monfore gave notice that he should, on some future day, ask leave to bring in a bill to amend an act entitled "An act to regulate and define the powers of Justices of the Peace and Constables in civil cases," approved April 20, 1833; also a bill to amend an act entitled "An act concerning costs and fees," approved April 23, 1833.

On motion adjourned.

WEDNESDAY, March 23, 1836.

The roll being called, the following members were absent: Messrs: Jackson, Niles, Richardson, Sherman, Whipple.

The minutes of the previous meeting having been read,

Mr. Noyes asked and obtained leave of absence for Mr. Morse.

The engrossed bill entitled "A bill to authorize the Judges of probate to grant licence to sell the real estate of minors and others" being under consideration, was read a third time and passed.

The bill originating from the senate entitled "A bill amendatory to an act entitled an act relative to the duties and privileges of townships," approved the 17th April 1833, being under consideration was read a third time and passed.

The bill entitled "A bill authorizing the board of supervisors of the county of Washtenaw to raise money to erect public buildings," with sundry amendments made thereto was taken up and concurred in.

The bill originating from the senate entitled, "A bill repealing an act, entitled an act to provide for the appointment of a librarian," approved the 16th June 1828, was taken up.

The 39th rule being suspended, said bill was read a first and second time and committed to a committee of the whole.

Also the bill entitled, "A bill to authorize the supervisors of St. Clair county to loan a certain sum of money, which was read the first and second time and committed to a select committee consisting of Messrs. Heath, Hart, Tacles.

Also the bill entitled, "A bill to provide for the election of members of the legislature in 1836, and to create a board of state canvassers."

The 39th rule being suspended, said bill was read the first and second time and committed to the committee of the whole.

The bill originating from the house entitled, "A bill to provide for opening and keeping in repair the state roads of this state" with sundry amendments made thereto by the senate was taken up and concurred in.

The bill originating from the senate entitled, "A bill to extend the limits of the city of Detroit," was taken up.

The 39th rule being suspended, said bill was read the first

and second time and committed to the committee of the whole.

Also the bill entitled, "A bill to create a fund for the benefit of the creditors of certain moneyed corporations" was taken up, and the 39th rule being suspended, said bill was read the first and second time and committed to a committee of the whole.

Also the bill originating from the senate entitled "A bill to provide for, and regulate the election of electors of president and vice president," being under consideration was read a third time and passed.

The bill entitled "A bill to incorporate the Walled lake steam mill company," being under consideration and after sundry amendments said bill was ordered to be engrossed and read a third time to day.

A message was received from the senate, by their secretary, transmitting the bill, originating from the house, entitled "A bill to incorporate the village of Adrian."

Also "A bill to lay out a state road from Edwardsburg to Allegan," with sundry amendments; which were concurred in.

Also "A bill to incorporate the St. Clair and Romeo railroad company," without amendment.

Mr. Noyes, from former notice given, asked and obtained leave to bring in "A bill to incorporate the village of Marshall."

The chair announced Messrs. Noyes, Hutchins, Wheeler, as the committee to bring in said bill.

On motion, the house resolved itself into a committee of the whole, Mr. Felch in the chair, on the following bills:

"A bill to create a fund for the benefit of the creditors of certain moneyed corporations."

"A bill to attach a part of the county of Sanilac, for judicial purposes, to the county of Lapeer."

"A bill to provide for the election of members of the legislature in 1836, and to create a board of state canvassers."

And after spending some time therein the committee rose, reported progress, and asked and obtained leave to sit again.

Mr. Richardson, from the committee on enrollments, reported, as correctly enrolled, the following bills:

"An act to provide for the review of the seat of justice of the county of Branch."

"An act to organize certain townships."

Mr. Noyes, from the select committee to whom it was assigned to bring in the "bill to incorporate the village of Marshall," reported the same to the house, which was read the first and second time and committed to a committee of the whole.

Mr. Hutchins gave notice that he should, on some future day, ask leave to bring in a bill to incorporate the Wardens and Vestrymen of Calvary church, in Adrian, Lenawee co., and for other purposes.

Mr. Hart gave notice that he should, on some future day, ask leave to introduce a bill to incorporate a bank at Lapeer.

A message was received from the senate, transmitting the following bills for the concurrence of the house:

"A bill in addition to an act entitled an act to amend an act entitled an act to incorporate the Erie and Kalamazoo rail-road company."

"A bill to incorporate the St. Clair and Grand river rail-road company."

"A bill to incorporate Marshall Academy, at White Pigeon." And

"A bill to authorize the sale of a certain lot in the village of Monroe, and for other purposes."

On motion adjourned.

AFTERNOON SESSION.

Mr. Ely, from the committee on internal improvement, to whom was committed the resolution relative to the propriety of repealing a part of the existing law regulating highways—reported adverse to the resolution which was accepted.

The bill from the senate entitled, "A bill making appropri-

ations in part for the year 1836, and fixing the pay of officers and members of the legislature," being under consideration, was read a third time and passed.

The engrossed bill entitled "A bill to incorporate the Wall-ed lake steam mill company," being under consideration, was read a third time.

The question being upon its final passage, it was decided in the affirmative, by yeas and nays, as follows :

Yeas—Messrs. Alden, Brewer, Brown, Bradshaw, Brownell, Dodge, Ely, Ellenwood, Felch, Ferrington, Hutchins, Hill, Higley, Heath, Hart, Jackson, Monfore, Noyes, Niles, Richardson, Smith, Strong, Tacles, Van Every, Voorheis, Whipple, (speaker)—27.

Nays—Messrs. Britton, Burdick, Lothrop, Mathews, Odell—5.

The engrossed bill entitled, "A bill to incorporate the stockholders of the Manhattan bank," being under consideration, after sundry amendments, was read a third time.

The question being upon its final passage, it was decided by yeas and nays, in the affirmative, as follows :

Yeas—Messrs. Alden, Brewer, Brown, Bradshaw, Britton, Burdick, Crossman, Dodge, Ely, Ellenwood, Felch, Ferrington, Hutchins, Hill, Heath, Hart, Jackson, Noyes, Niles, Richardson, Smith, Tacles, Van Every, Voorheis, Whipple, (speaker)—26.

Nays—Messrs. Brownell, Higley, Lothrop, Mathews, Strong, Summers—6.

The following communication was received from the executive, by Mr. Pritchette, secretary of state :

To the house of representatives—

I have this day approved and filed in the office of the secretary of state, an act, entitled "an act to organize certain townships."

STEVENS T. MASON.

March 23, 1836.

A message was received from the senate informing the

house of representatives that Messrs. McDonell, Hough, and Ellis have been appointed a committee of conference on the part of the senate on the amendments made by the house of representatives, to the bill from the senate entitled 'A bill amendatory to an act entitled 'an act relative to the duties and privileges of townships,' approved the 17th April, 1833;' and that they respectfully ask the appointment of a similar committee on the part of the house.

The chair announced Messrs. Hill, Summers, Mathews, as the committee on the part of the house.

The engrossed bill entitled "A bill to incorporate the Oakland county bank," being under consideration, was read a third time.

The question being upon its final passage, it was decided in the affirmative, by yeas and nays, as follows :

Yeas—Messrs. Brewer, Brown, Bradshaw, Brownell, Burdick, Crossman, Dodge, Ellenwood, Felch, Hill, Heath, Hart, Jackson, Mathews, Noyes, Niles, Richardson, Smith, Tacles, Van Every, Voorheis, (speaker)—22.

Nays—Messrs. Alden, Britton, Ferrington, Higley, Mead, Odell, Strong, Summers—8.

Mr. Odell asked and obtained leave of absence for Mr. Charter.

Mr. Hill asked and obtained leave of absence for Mr. O. Howe.

On motion the house resumed the consideration in committee of the whole, Mr. Felch in the chair, on the following bills:

"A bill from the senate, entitled "A bill to create a fund for the benefit of the creditors of certain moneyed corporations."

Also a bill entitled "A bill to provide for the election of members of the legislature in 1836, and to create a board of state canvassers."

"A bill to attach a part of the county of Sanilac, for judicial purposes, to the county of Lapeer," and after spending

some time therein, the committee rose and reported the "bill to create a fund for the benefit of the creditors of certain moneyed corporations" back to the house with sundry amendments.

Also reported the bill entitled "A bill to attach a part of the county of Sanalac, for judicial purposes, to the county of Lapeer."

And also the bill entitled "A bill to provide for the election of members to the legislature in 1836, and to create a board of state canvassers," back to the house without amendment.

The bill from the enate entitled "A bill to incorporate the St. Clair and Grand river railroad company," was taken up and read the first and second time by its title, and committed to a select committee of three, consisting of Messrs. Hart, Heath, Monfore.

Also the bill entitled "A bill to incorporate Marshall Academy at White Pigeon."

And also "A bill to authorize the sale of a certain lot in the village of Monroe, and for other purposes," were severally read the first and second time, and committed to a committee of the whole.

On motion, adjourned.

THURSDAY, March 24, 1836.

The roll being called, the following members were absent: Messrs. Charter, Hart, Richardson, Whipple.

The minutes of the previous meeting having been read,

Mr. Lothrop asked and obtained leave of absence for Mr. Burdick after to-day.

Mr. Heath from the select committee to whom was committed the bill from the senate entitled, "A bill to authorize the supervisors of St. Clair county to loan a certain sum of money," reported the same back to the house with amendment.

Mr. Monfore laid upon the table the following resolution:

Whereas both branches of the legislature of this state have determined upon the 28th inst. for adjournment sine die

and whereas there is a multiplicity of unfinished business before the house, a great portion of which is of vast interest to the people of said state, therefore be it

Resolved, That during the remaining part of the session, the setting of the house shall be as follows: from 9 o'clock A. M., till 12 o'clock at noon; from 2 o'clock till 5 o'clock P. M.; from 7 o'clock till 9 o'clock evening, and any resolutions heretofore adopted to the contrary notwithstanding.

On motion of Mr. Ely.

Resolved, That the committee on printing be, and they are hereby instructed to cause the act entitled an act to organize certain townships to be printed with as little delay as possible.

The bill from the senate entitled, "A bill to organize the supreme court, and to establish circuit courts," being under consideration,

Mr. Summers moved to amend by striking out "Wayne," in the 9th section and insert "Macomb" in lieu thereof.

Mr. Hart moved to amend the amendment by inserting "Lapeer."

The question being upon the amendment to the amendment it was lost.

The question recurring on the amendment to strike out "Wayne" and insert "Macomb," it was decided by yeas and nays in the negative as follows:

Yeas—Messrs. Ellenwood, Higley, Heath, Monfore, Niles, Odell, Smith, Summers, Tacles—9.

Nays—Messrs. Alden, Brewer, Brown, Bradshaw, Brownell, Britton, Crossman, Dodge, Ely, Felch, Hill, Jackson, Mead, Matthews, Noyes, Strong, Van Every, Wheeler, (speaker)—19.

Said bill having been read a third time passed.

The bill from the senate entitled "A bill to provide for the election of members of the legislature in 1836, and to create a board of state canvassers," being under consideration was read a third time and passed.

The bill from the senate entitled, 'A bill to create a fund for the benefit of the creditors of certain moneyed corporations' being under consideration was read a third time and passed.

Mr. Hutchins from the committee on enrollment reported as correctly enrolled the following bills:

"An act for the organization of certain counties."

"An act concerning the records of deeds and other conveyances of land."

"An act to authorize the board of supervisors of the county of Washtenaw to raise a sum of money to erect public buildings."

"An act relative to state roads."

The engrossed bill entitled "A bill to attach a part of the county of Sanilac for judicial purposes to the county of Lapeer," being under consideration was read a third time and passed.

On motion, the house resolved itself into a committee of the whole Mr. Alden in the chair, on the following bills.

"A bill to extend the limits of the city of Detroit,"

"A bill to incorporate the Marshall Academy at White Pigeon."

"A bill repealing an act entitled an act to provide for the appointment of a librarian, approved the 16th June, 1828."

"A bill to authorize the sale of a certain lot in the village of Monroe and for other purposes."

"An act in addition to an act, entitled an act to amend an act, entitled an act, to incorporate the Erie and Kalamazoo railroad company," and after spending some time therein, the committee rose and reported the same back to the house without amendment.

The bill from the senate entitled, "An act in addition an act, entitled an act, to amend an act, entitled an act to incorporate the Erie and Kalamazoo railroad company being under consideration, was ordered to be read a third time:

The bill from the senate entitled 'A bill repealing an act entitled an act to provide for the appointment of a librarian, approved the 16th June 1828,' being under consideration,

The 22nd rule being suspended, said bill was read a third time and passed.

The following communication was received from the executive by Mr. Fritchette, secretary of state:

To the House of Representatives:

I have this day approved and filed in the office of the secretary of state, the following acts, viz.

'An act to construct dams and improve the navigation of certain rivers.'

'An act to authorize the boards of supervisors of certain counties therein named to borrow certain sums of money and for other purposes.'

"An act to provide for the review of the seat of justice of the county of Branch.'

'An act to incorporate the Allegan and Marshall railroad company.'

STEVENS T. MASON.

Detroit, March 23, 1836.

A message was received from the senate by their secretary as follows:

Mr. Speaker—

In pursuance of the rules of the senate, I now forward to the house of representatives for their concurrence two bills entitled as follows:

'A bill to incorporate the Palmyra and Jacksonburg railroad company.'

'A bill to incorporate the Kalamazoo and lake Michigan railroad company.'

The bill from the senate, entitled "A bill to extend the limits of the city of Detroit," being under consideration; the 30th rule was suspended, and said bill was read a third time.

The question being upon its final passage, it was decided by yeas and nays in the affirmative, as follows:

Yeas—Messrs. Alden, Brewer, Brown, Brownell, Britton, Ellenwood, Ferrington, Hutchins, O. Howe, Hill, Heath, Hart, Jackson, Mead, Morse, Miller, Noyes, Smith, Summers, Tacles, Voorheis, Wheeler, (speaker)—23.

Nays—Messrs. Niles, Odell, Strong, Van Every—4.

The bill entitled "A bill to incorporate the village of Marshall," being under consideration, was read a third time.

The question being on its final passage, it was decided by yeas and nays in the affirmative, as follows:

Yeas—Messrs. Alden, Brewer, Brown, Bradshaw, Britton, Crossman, Dodge, Ely, Ellenwood, Felch, Ferrington, Hutchins, O. Howe, Hill, Higley, Heath, Hart, Jackson, Lothrop, Mead, Morse, Mathews, Monfore, Miller, Noyes, Niles, Smith, Van Every, Voorheis, Wheeler, Whipple, (speaker)—32.

Nays—Messrs. Odell, Strong—2.

The bill from the senate, entitled "A bill to authorize the sale of a certain lot in the village of Monroe, and for other purposes," being under consideration; the 39th rule was suspended, when said bill was read a third time and passed.

The bill from the senate, entitled "A bill in addition to an act entitled an act to amend an act entitled an act to incorporate the Erie and Kalamazoo rail-road company," being under consideration; the 39th rule was suspended, and said bill was read a third time.

The question being upon its final passage, it was decided by yeas and nays in the affirmative, as follows:

Yeas—Messrs. Alden, Brewer, Brown, Bradshaw, Britton, Crossman, Dodge, Ely, Ellenwood, Felch, Ferrington, Hutchins, O. Howe, Hill, Heath, Jackson, Lothrop, Morse, Mathews, Monfore, Noyes, Niles, Smith, Van Every, Voorheis, Wheeler, Whipple, (speaker)—28.

Nays—Messrs. Higley, Odell, Strong—3.

The bill from the senate entitled 'A bill to incorporate Marshall Academy, at White Pigeon,' being under consideration, was ordered to be read a third time to-morrow.

Mr. Hart, from the select committee to whom was committed the bill, from the senate, entitled 'A bill to incorporate the St. Clair and Grand river rail-road company,' reported the same back to the house without amendment.

Mr. Hutchins, from former notice given, asked and obtained leave to bring in a bill to incorporate the Wardens and Vestrymen of Calvary church, Adrian, Lenawee county, and for other purposes,

The chair announced Messrs. Whipple, Mead, Dodge, as the committee to bring in said bill.

Mr. Ely, by unanimous consent, reported 'A bill supplementary to an act entitled an act to organize certain townships,' which was read the first and second time.

The 22nd rule being suspended.

Said bill was read a third time and passed.

The bills from the senate, entitled 'A bill to incorporate the Palmyra and Jacksonburg rail-road company;' also the 'bill to incorporate the Kalamazoo and Lake Michigan rail-road company,' were taken up and read the first and second time.

On motion, the house resolved itself into a committee of the whole, Mr. Hutchins in the chair, on the following bills:

'A bill to incorporate the Monroe and Ypsilanti rail-road company.'

'A bill to incorporate the stockholders of the Bank of Ypsilanti.'

'A bill to incorporate the Kalamazoo and Lake Michigan rail-road company.'

'A bill to incorporate the Palmyra and Jacksonburg rail-road company.'

And after spending some time therein the committee rose, reported progress, and asked and obtained leave to sit again.

A message was received from the senate transmitting a bill, originating from the house, entitled 'A bill to incorporate the stockholders of the Bank of Manhattan.'

Also 'A bill to incorporate the members of the Detroit young men's society,' without amendment.

Mr. Richardson, from the committee on enrollment, reported as correctly enrolled a bill entitled 'An act appointing commissioners to lay out and establish certain state roads.'

Mr. Lothrop asked and obtained leave of absence for Mr. Britton during the remainder of the session.

The following communication was received from the Executive by Mr. Pritchette, secretary of state:

To the House of Representatives—

I have this day approved and filed in the office of the secretary of state, the following acts, viz:]

'An act relative to state roads;'

'An act authorizing the board of supervisors of the county of Washtenaw to raise a sum of money to erect public buildings;'

'An act concerning the record of deeds and other conveyances of lands;'

'An act for the organization of certain counties.'

STEVENS T. MASON.

March 24, 1836.

On motion adjourned.

AFTERNOON SESSION.

The bill reported from the committee on internal improvements, entitled 'A bill authorizing a loan of three millions of dollars on the credit of the state,' was taken up and read the first and second time, and committed to a committee of the whole.

The bill entitled "A bill to establish a court of chancery, and for other purposes," with sundry amendments made there-to by the senate, was taken up and concurred in.

A message was received from the senate by their secretary transmitting a bill, entitled "A bill to establish a court of chancery, and for other purposes," with certain amendments, in which they asked the concurrence of the house.

Also a bill entitled 'a bill to incorporate the river Raisin and lake Erie railroad company,' without amendment.

Also a bill entitled 'A bill to authorize the building a dam in Grand river.'

Also a bill originating from the house, entitled 'A bill supplementary to an act entitled an act to organize certain townships, approved March 23, 1833,' without amendment.

On motion the house resumed the consideration in committee of the whole, Mr. Hutchins in the chair, of the following bills :

'A bill to incorporate the Monroe and Ypsilanti railroad company.'

'A bill to incorporate the stockholders of the bank of Ypsilanti.'

'A bill to incorporate the Kalamazoo and lake Michigan railroad company.'

'A bill to incorporate the St. Clair and Grand river railroad company.'

'A bill to incorporate the Palmyra and Jacksonburgh railroad company.'

And after spending some time therein the committee rose and reported the same back to the house.

The following communication was received from the executive, by Mr. Pritchette, secretary of state :

To the House of Representatives:

I have this day approved and filed in the office of the secretary of state, an act entitled 'an act supplementary to an act entitled 'an act to organize certain townships.''

STEVENS T. MASON.

March 24, 1836.

The amendments made in committee of the whole, to the bill from the senate entitled 'A bill to incorporate the St. Clair and Grand river railroad company,' was taken up and concurred in.

Said bill was ordered to be read a third time.

The following bills from the senate were taken up and ordered to a third reading :

'A bill to incorporate the Palmyra and Jacksonburgh railroad company.'

'A bill to incorporate the Kalamazoo and lake Michigan railroad company.'

'The bill entitled 'A bill to incorporate the stockholders of the bank of Ypsilanti,' being under consideration, was ordered to be engrossed and read a third time.

The bill entitled 'A bill to incorporate the Monroe and Ypsilanti railroad company,' being under consideration, was ordered to be engrossed and read a third time.

Mr. Richardson from the committee on enrollment, reported as correctly enrolled, a bill entitled 'An act to incorporate the Constantine and Niles canal or railroad company.'

Also a bill entitled 'An act to provide for laying out certain state roads.

A message was received from the senate, by their secretary announcing that Messrs. Hough, Ellis and Barry have been appointed a committee of conference on the part of the senate, on an amendment made by the house, and non-concurred in by the senate, to the bill entitled 'A bill to create a fund for the benefit of the creditors of certain moneyed corporations,' and that they respectfully ask the appointment of a similar committee on the part of the house.

The chair announced Messrs. Sherman, Alden, O. Howe, as said committee on the part of the house.

Mr. Whipple, from the select committee, to whom it was assigned to bring in the bill entitled 'A bill to legalize the acts of the Wardens and Vestrymen of Calvary Church, Adrian, Lenawee county,' reported the same to the house ; which, on motion was read the first and second time.

The 22 rule being suspended, said bill was read a third time and passed.

Mr. Noyes gave notice that he should on some future day

ask leave to bring in a bill to prescribe the duties of Prosecuting attorneys.

The bill from the senate entitled 'A bill to authorize the building a dam in Grand river.' was taken up, read the first and second time and committed to the committee on internal improvements.

On motion adjourned.

FRIDAY, March 25, 1836.

The roll being called, the following members were absent: Messrs. Hart, Niles, Van Every, Whipple.

The minutes of the previous meeting having been read, Mr. Crossman presented the petition from Geo. W. Barnes and others, for a state road.

Referred to the committee on internal improvements.

Also a petition from Isaac Barnes and others for a state road.

Referred as above.

Mr. Ely from the committee on internal improvements to whom was committed the bill from the senate entitled, A bill to authorize the building of a dam in Grand river,' reported the same back to the house with amendment.

The bill from the senate entitled 'A bill to incorporate the Kalamazoo and lake Michigan railroad company' being under consideration was read a third time.

The question being upon its final passage it was decided by ayes and nays in the affirmative as follows:

Yeas—Messrs. Alden, Brewer, Brownell, Charter, Crossman, Dodge, Ely, Ellenwood, Ferrington, Hutchins, O. Howe, Hill, Heath, Hart, Jackson, Mead, Morse, Monfore, Noyes, Niles, Richardson, Smith, Sherman, Summers, Tacles, Voorheis, Wheeler (speaker,)—28.

Nays, Messrs. Higley, Odell, Strong,—3.

The bill from the senate entitled 'A bill to incorporate the the Palmyra and Jacksonburgh railroad company being under consideration was read a third time.

The question being upon its final passage it was decided by the yeas and nays in the affirmative as follows:

Yeas—Messrs. Alden, Brewer, Brown, Bradshaw, Brownell, Charter, Crossman, Dodge, Ellenwood, Ferrington, Hutchins, O. Howe, Hill, Heath, Hart, Jackson, Mead, Morse, Matthews, Monfore, Miller, Noyes, Niles, Richardson, Sherman, Tacles, Voorheis, VanEvery, Wheeler, (speaker,)—30.

Nays—Messrs. Higley, Odell, Strong,—3.

The following communication was received from the executive by Mr. Prichette, secretary of state.

To the house of representatives—

I have this day approved and filed in the office of secretary of state, the following acts namely:

‘An act to provide for and regulate the election of electors of president and vice president.’

‘An act to provide for the election of members of the legislature in the year 1836, and to create a board of canvassers.’

‘An act repealing the act entitled an act to provide for the appointment of a librarian, approved June 16th, 1836.’

An act to establish the divisionary line between the townships of Centrelville and Clay in the county of St. Clair.’

‘An act to authorize the sale of a certain lot in the village of Monroe and for other purposes.’

STEVENS T. MASON.

March 25, 1836.

The bill from the senate entitled ‘A bill to incorporate the St. Clair and Grand river railroad company, being under consideration was read a third time.

The question being on its final passage it was decided by yeas and nays in the negative as follows:

Yeas. Messrs. Brewer, Bradshaw, Brownell Crossman, Dodge, Ellenwood, Ferrington, Hutchins, O. Howe, Hill, Heath, Hart, Mead, Morse, Noyes, Summers, Tacles, Van Every, Voorheis,—19.

Nays—Messrs. Alden, Brown, Higley, Jackson, Lothrop, Matthews, Monfore, Miller, Odell, Wheeler,—11.

A message was received from the senate, by their secretaries as follows:

Mr. Speaker—

In pursuance of the rules of the senate, I now forward to the house of representatives for their concurrence, a bill entitled 'A bill to organize certain townships.'

And a bill entitled 'A bill to incorporate the stockholders of the Monroe and Ann Arbor railroad company.'

And return the bill entitled 'A bill to incorporate the Shelby and Belle river rail-road company,' without amendment; and the bill entitled 'A bill to authorize the governor to confirm the location of the seat of justice of the county of Van Buren,' with an amendment, in which the concurrence of the house is respectfully requested.

The engrossed bill entitled 'A bill to incorporate the stockholders of the bank of Ypsilanti,' being under consideration, was read a third time, and on motion re-committed to a select committee, consisting of Messrs. Lothrop, Morse, Hill.

The bill from the senate entitled 'A bill to incorporate the Marshall academy at White Pigeon,' being under consideration, was read a third time.

The question being upon its final passage, it was decided by yeas and nays in the affirmative, as follows:

Yeas—Messrs. Alden, Brewer, Brown, Bradshaw, Crossman, Ely, Ellenwood, O. Howe, Hill, Higley, Hart, Jackson, Lothrop, Morse, Mathews, Monfore, Miller, Noyes, Niles, Strong, Summers, Tacles, Van Every, Whipple, (speaker)
—25.

Nays—Messrs. Dodge, Ferrington, Mead, Odell—4.

The bill entitled "A bill to authorize the governor to confirm the location of the seat of justice of the county of Van Buren," with an amendment made thereto by the senate, was taken up.

The question being upon concurring in the amendment made by the senate, it was decided by yeas and nays in the affirmative, as follows:

Yeas—Messrs. Brewer, Brownell, Crossman, Dodge, Ely, Ellenwood, Ferrington, O. Howe, Hill, Higley, Heath, Jackson, Lothrop, Mead, Mathews, Strong, Summers, Tacles, Van Every, (speaker)—20.

Nays—Messrs. Alden, Brown, Bradshaw, Hutchins, Hart, Morse, Miller, Noyes, Niles, Odell, Voorheis, Whipple—12.

The bill from the senate, entitled 'A bill to incorporate the stockholders of the Monroe and Ann Arbor rail-road company;' also a bill entitled 'A bill to organize certain townships,' were taken up and severally read the first and second time by the title and committed to a committee of the whole.

The engrossed bill, entitled 'A bill to incorporate the Monroe and Ypsilanti rail-road company,' being under consideration, was read a third time.

The question being upon its final passage, it was decided by yeas and nays in the affirmative, as follows:

Yeas—Messrs. Alden, Brewer, Brown, Bradshaw, Brownell, Crossman, Dodge, Ely, Ellenwood, Ferrington, Hutchins, O. Howe, Hill, Heath, Hart, Jackson, Mead, Morse, Miller, Noyes, Tacles, Van Every, Voorheis, (speaker.)—24.

Nays—Messrs. Higley, Lothrop, Mathews, Strong, Summers—5.

Mr. Hutchins, from the committee on enrollment, reported as correctly enrolled, the bill entitled 'A bill to incorporate the St. Clair and Romeo rail-road company.'

On motion adjourned.

AFTERNOON SESSION.

Mr. Odell asked and obtained leave of absence for Messrs. Charter and Smith.

Mr. Lothrop, from the select committee to whom was committed the bill entitled 'A bill to incorporate the stockholders of the Bank of Ypsilanti,' reported the same back to the house.

The question being upon its final passage, it was decided by yeas and nays in the affirmative, as follows:

Yeas—Messrs. Alden, Brewer, Bradshaw, Brownell,

Crossman, Dodge, Ely, Ellenwood, Ferrington, O. Howe, Hill, Heath, Hart, Jackson, Lothrop, Mead, Morse, Mathews, Monfore, Miller, Van Every, Voorheis, Wheeler, (speaker)

—24.

Nays—Messrs. Higley, Odell, Strong, Summers—4.

A message from the senate was received through their secretary, as follows:

Mr. Speaker,—In pursuance of the rules of the senate, I now return to the house of representatives the bills entitled 'A bill to incorporate the village of Marshall;' and 'A bill to incorporate the Clinton and Adrian rail-road company,' with amendments, in which the concurrence of the house is respectfully requested.

I also return the bill entitled 'A bill to attach a part of the county of Sanilac, for judicial purposes, to the county of Lapeer,' without amendment.

And I also forward for the concurrence of the house two bills which have passed the senate, entitled 'A bill for the better regulation of the office of County Treasurer;' and 'A bill to incorporate the Huron canal and manufacturing company.'

The bill entitled 'A bill to incorporate the Clinton and Adrian rail-road company,' with sundry amendments made thereto by the senate, was taken up.

The question being upon concurring in the amendment made by the senate to insert, in the third section fourth line, after the word 'Adrian,' the words 'through the village of Tecumseh;' it was non-concurred in.

On motion, a committee of conference was appointed on the above amendment, consisting of Messrs. Hutchins, Alden, Dodge.

The following communication was received from the executive by Mr. Pritchette, secretary of state:

To the House of Representatives:

Agreeably to the request of the governor of the state of Mississippi, I transmit a preamble and resolutions of the le-

gislature of that state in relation to the abolition of slavery.

STEVENS T. MASON.

March 25, 1836.

Executive Department,

Jackson, March 7, 1836.

SIR: In compliance with a request of the legislature of this state, I herewith transmit a copy of a 'preamble and resolution,' with a request that your Excellency will lay the same before the legislature of your state at its next session.

I have the honor to be,

With high consideration,

Your most obedient servant,

CHARLES LYNCH.

His Excellency,

The governor of the state of Michigan.

Detroit.

A PREAMBLE AND RESOLUTIONS IN RELATION TO THE PERSONS
DENOMINATED 'ABOLITIONISTS.'

Whereas, The citizens of the state of Mississippi, have witnessed with apprehensions of the deepest solitude, the propagation of principles and the projection of schemes, in the non-slave holding states of this Union, by persons and associations of persons usually denominated 'abolitionists,' dangerously involving the rights, peace and domestic prosperity of this and other of the slave-holding states. And, whereas, in the opinion of this legislature, the legal countenance and protection of such persons and associations, by the state authorities, under which they may be found, in planning and promulgating such schemes and prosecuting such designs against us, is violative of the bonds of friendship, of the spirit of a faithful neutrality, and of the solemn and mutual guarantees of our national compact:

Wherefore, be it resolved by the Legislature of the state of Mississippi, That in behalf of the people of this state, we

urge upon our brethren of the non-slave holding states of this Union and the governments of those states, as they value the harmony and safety of the Union, that they suppress, and restrain by penal laws, all citizens and others commorant within their several jurisdictions. from associating, plotting or conspiring to undermine, disturb or abolish our institutions of domestic slavery, in any manner or by any means, and under any pretext whatever; and, that their citizens, and other persons among them, be interdicted, also, under suitable and sufficient penalties, from writing, speaking, printing or publishing sentiments and opinions, expressive of advice or suggestion to the public or others, calculated in temper and spirit to induce disaffection among our slaves, or to enlist others in the commission of acts, tending on this subject, to endanger our right of property or domestic repose.

Resolved, That a copy of the foregoing preamble and resolution be communicated, by the governor of this state, to each of the governors of the non-slave holding states of this Union, respectfully requesting them to present the same to the next legislature of their states, respectively.

Resolved, That a copy of the foregoing preamble and resolution be communicated, by the governor of this state, to each of the several governors of the slave holding states of this Union, respectfully requesting them to present the same to the next legislature of their states, respectively, for their concurrence.

JOHN L. IRWIN,

Speaker of the House of Representatives.

JOHN A. QUITMAN,

President of the Senate.

Approved Feb. 27, 1836.

CHARLES LYNCH.

By the Governor.

BARRY W. BENSON,

Secretary of State.

On motion of Mr. Ely, the vote taken on the committing the bill entitled 'A bill authorizing a loan of three millions of dollars on the credit of the state,' to a committee of the whole, was reconsidered, and on motion said bill was recommitted to the committee on internal improvements.

On motion the house resolved itself into a committee of the whole, Mr. Whipple in the chair on the following bills :

'A bill to incorporate the Huron canal and manufacturing company.'

'A bill to amend an act entitled 'An act to prescribe the tenure of office of auctioneers, and to levy a duty upon sales at auction in certain cases.'

'A bill to authorize the building a dam in Grand river.'

'A bill for the better regulation of the office of county treasurer.'

'A bill to organize certain townships.'

'A bill to incorporate the village of Marshall, and after spending some time therein, the committee rose and reported the several bills back to the house without amendment.

The 22nd rule being suspended,

The following bills were severally read the third time and passed :

'A bill to authorize certain townships.'

'A bill to organize the building a dam in Grand river.'

The bill from the senate entitled 'A bill to incorporate the Huron canal and manufacturing company,' being under consideration, was read a third time and,

The question being upon its final passage it was decided by the yeas and nays in the affirmative as follows:

Yeas—Messrs. Alden, Brewer, Brown, Bradshaw, Brownell, Crossman, Dodge, Ely, Ellenwood, Ferrington, Hutchins, O. Howe, Hill, Higley, Heath, Jackson, Mead, Morse, Mathews, Monfore, Niles, Strong, Summers, Van Every, Whipple, (speaker)—26.

Nays—0.

The bill entitled 'A bill to incorporate the village of Marshall,' with sundry amendments made thereto by the senate, was taken up and the amendments concurred in.

The question being on motion of Mr. Monfore to reconsider the vote taken yesterday on the final passage of the bill entitled 'A bill to incorporate the St. Clair and Grand river railroad company,' it was decided by yeas and nays, in the affirmative, as follows :

Yeas—Messrs. Brewer, Bradshaw, Brownell, Crossman, Dodge, Ely, Ellenwood, Hutchins, O. Howe, Hill, Heath, Hart, Lothrop, Mead, Morse, Mathews, Monfore, Niles, Sherman, Strong, Summers, Van Every, Voorheis, Wheeler, Whipple—25.

Nays—Messrs. Alden, Brown, Ferrington, Jackson, Miller, Odell, (speaker)—7.

The bill entitled 'A bill to authorize the supervisors of St. Clair county to loan a certain sum of money,' being under consideration, was read a third time and passed.

On motion, the house resolved itself into a committee of the whole, Mr. Alden in the chair, on the bill from the senate entitled 'A bill to incorporate the stockholders of the Monroe and Ann Arbor railroad company,' and after spending some time therein, the committee rose and reported the same back to the house without amendment.

The 22nd rule being suspended, said bill was read a third time.

The question being upon its final passage, it was decided by yeas and nays in the affirmative, as follows:

Yeas—Messrs. Alden, Brewer, Brown, Bradshaw, Crossman, Dodge, Ellenwood,, Ferrington, Hutchins, O. Howe, Hill, Heath, Hart, Jackson, Mead, Morse, Mathews, Monfore, Miller, Sherman, Summers, Voorheis, Wheeler, Whipple, (speaker)—25.

Nays—Messrs. Higley, Odell, Strong—8.

The bill entitled 'A bill to amend an act entitled 'An act to prescribe the tenure of offices of auctioneers, and to levy a

duty upon sales at auction in certain cases,' being under consideration, (the 22nd rule being suspended,) said bill was ordered to be engrossed and read a third time to-day.

The above being under consideration, was read a third time and passed.

The bill from the senate entitled 'A bill for the better regulation of the office of county treasurer,' being under consideration, and after sundry amendments, (the 22nd rule being suspended,) the said bill was read a third time and passed.

Mr. Hutchins, from the committee on enrollment, reported as correctly enroled, a bill entitled 'A bill to incorporate the stockholders of the Manhattan bank.'

On motion, adjourned.

SATURDAY, March 26, 1836.

The roll being called, the minutes of the previous meeting were read.

A message was received from the senate through their secretary as follows;

Mr. Speaker—

I am directed by the senate to return to the house of representatives, a bill entitled 'A bill to incorporate the stockholders of the bank of Clinton, with an amendment in which the concurrence of the house is respectfully requested.

And I also forward for the concurrence of the house a bill entitled 'A bill to authorize the governor to make certain nominations.'

The bill from the senate entitled 'A bill to authorize the governor to make certain nominations' was read the first and second time.

The 39th rule being suspended,

Said bill was read a third time and passed.

The bill entitled 'A bill to incorporate the stockholders of the bank of Clinton,' with amendment made thereto by the senate was taken up and concurred in.

Mr. Noyes from former notice given, asked and obtained

leave to bring in a bill to prescribe the duties of prosecuting attorneys.

The chair announced Messrs. Noyes, Hutchins, Whipple, as the committee to bring in said bill.

Mr. Hutchins from the committee on enrollment, reported as correctly enrolled the bill entitled 'A bill to incorporate the river Raisin and lake Erie railroad company.

The bill from the senate entitled 'A bill to incorporate the the St. Clair and Grand river railroad company being under consideration,

Mr. Sumners moved to amend the same by striking out all the intermediate points named in the bill, and insert 'on the most direct and practicable route.'

The question being on the above amendment it was decided by the yeas and nays in the negative as follows:

Yeas—Messrs. Lothrop, Odell, Summers.—3.

Nays—Messrs. Alden, Brewer, Brown, Bradshaw, Crossman, Dodge, Ely, Ellenwood, Felch, Ferrington, Hutchins, O. Howe, Hill, Higley, Heath, Hart, Jackson, Mead, Morse, Matthews, Miller, Noyes, Niles, Richardson, Sherman, Strong, Van Every, Voorheis, Wheeler, Whipple (speaker)—31.

The question being upon the final passage of said bill it was decided by the yeas and nays in the affirmative as follows:

Yeas—Messrs. Alden, Brewer, Brown, Bradshaw, Brownell, Crossman, Dodge, Ely, Ellenwood, Felch, Ferrington, Hutchins, O. Howe, Hill, Heath, Hart, Mead, Morse, Matthews, Monfore, Noyes, Sherman, Tacles, Van Every, Voorheis, Wheeler, Whipple, (speaker)—28.

Nays—Messrs. Higley, Lothrop, Odell, Strong, Summers,—5.

A message was received from the senate through their secretary as follows:

Mr. Speaker—

I am directed by the senate to inform the house of repre-

sentatives, that Messrs. Barry, Ellis and Stockton, have been appointed a committee of conference on the part of the senate, on an amendment made by the house of representatives to the bill entitled, 'A bill in addition to an act, entitled an act, to amend an act, entitled an act to incorporate the Erie and Kalamazoo railroad company,' and which amendment has been non-concurred in by the senate.

I also transmit for the concurrence of the house a bill entitled, 'A bill to provide for the payment of the militia for their services in supporting the supremacy of the laws of Michigan, and for other purposes.'

The chair announced Messrs. Lothrop, Bradshaw, Wheeler, as the committee of conference on the part of the house.

The following communication was received from the executive by Mr. Pritchette secretary of state :

To the House of Representatives—

I have approved and filed in the office of the secretary of state, the following acts, viz :

'An act to incorporate the stockholders of the Manhattan bank.'

'An act to incorporate the Constantine and Niles canal or railroad company.'

'An act to provide for laying out certain state roads.'

'An act to incorporate the river Raisin and lake Erie railroad company.'

'An act to incorporate the St. Clair and Romeo rail road company.'

'An act appointing commissioners to lay out and establish certain state roads.'

STEVENS T. MASON.

March 26, 1836.

Mr. Hutchins from the committee of conference made the following report, which was accepted :

The committee of conference appointed to consider the amendment made in the senate to the bill entitled 'A bill to incorporate the stockholders of the Clinton and Adrian rail-

road company, have instructed me to report, that they disagree upon said amendment, three of said committee voting for, and three against the same.

Mr. Noyes from the select committee, to whom it was assigned to bring in the bill entitled 'A bill to prescribe the duties of attorney general and prosecuting attorneys,' reported the same, which was read the first and second time.

The 22nd rule being suspended, said bill was ordered to be engrossed and read a third time to-day.

The above bill being under consideration was read a third time and passed.

The bill from the senate entitled 'A bill to provide for the payment of the militia for their services in supporting the supremacy of the laws,' was taken up read the first and second time, and committed to committee of the whole, and on motion the house resolved itself into committee of the whole, on the above bill, Mr. Alden in the chair, and after spending some time therein, the committee rose, reported progress, and asked and obtained leave to sit again.

On motion adjourned to half past 2 o'clock.

AFTERNOON SESSION.

On motion the house resumed the consideration in committee of the whole, Mr. Alden in the chair, on the bill entitled 'A bill to provide for the payment of the militia for their services in supporting the supremacy of the laws,' and after spending some time therein, the committee rose and reported the same back to the house with sundry amendments.

The question being upon laying the bill upon the table, it was decided in the negative, by yeas and nays as follows:

Yeas—Mr. Niles—1.

Nays—Messrs. Alden, Brewer, Brown, Bradshaw, Brownell, Crossman, Dodge, Ely, Ellenwood, Felch, Ferrington, Hutchins, O. Howe, Higley, Heath, Hart, Jackson, Lothrop, Morse, Mathews, Monfore, Miller, Noyes, Odell, Sherman, Strong, Tacles, Van Every, Voorheis, Wheeler, Whipple, (speaker)—31.

On motion said bill was recommitted to a select committee consisting of Messrs. Noyes, Brewer, Lothrop, Sherman, Jackson.

A message was received from the senate by their secretary as follows:

'Mr. Speaker, in pursuance of the rules of the senate, I now forward for the concurrence of the house of representatives, the following resolutions, viz:

'A resolution relative to the state revenue.'

'A resolution in relation to certain mail routes.'

'A resolution in relation to the bank of Washtenaw.'

And 'A resolution relative to transmitting copies of a certain act.'

I also return the bill from the house of representatives, entitled 'A bill to legalize the acts of the Wardens and Vestrymen of Calvary church, Adrian, Lenawee county,' with an amendment, in which the concurrence of the house is respectfully requested.

Mr. Hutchins, from the committee on enrolment, reported as correctly enroled, a bill entitled 'An act to establish a court of chancery, and for other purposes.'

The following communication was received from the executive, by Mr. Pritchette, secretary of state :

To the house of representatives—

I have this day approved and filed in the office of the secretary of state, the following acts, viz :

'An act to organize the supreme court, and to establish circuit courts.'

'An act to organize certain townships.'

'An act to amend an act entitled an act relative to the duties and privileges of townships, approved April 17, 1832.'

'An act to extend the limits of the city of Detroit.'

STEVENS T. MASON.

March 26, 1836.

The bill entitled 'A bill to legalize the acts of the Wardens

and Vestrymen of Calvary church, Adrian, Lenawee county,' with an amendment made thereto by the senate, was taken up and concurred in.

The resolution transmitted from the senate, relative to certain mail routes, was taken up and concurred in.

Also the resolution relative to the state revenue, was taken up and concurred in.

The resolution from the senate relative to the bank of Washtenaw, was taken up and read.

Mr. Lothrop moved to amend the same by substituting the following, which was agreed to :

1st. Resolved, by the senate and house of representatives, of the state of Michigan, That a committee of one from the senate and two from the house of representatives be appointed to examine into the affairs of the bank of Washtenaw, and report to the executive the true condition of said bank.

2nd. That said committee shall have power to examine all the books and papers of said bank, and to examine under oath or affirmation the officers and directors of said bank, relating to the affairs and management of said bank, and also any person or persons, if the committee should deem it expedient.

3rd. If said committee on examination, shall find that said bank is actually insolvent, or that they have violated the charter, or shall refuse to let the committee examine fully into the affairs of the bank, it shall be their duty to apply to the attorney general, who is hereby directed to institute forthwith, appropriate legal proceedings before some judicial tribunal.

4th. That the above resolutions be sent to the senate for concurrence.

The following communication was received from the Executive by Mr. Pritchette, secretary of state:

To the House of Representatives—

I have this day approved and filed in the office of the se-

cretary of state, an act entitled 'An act to authorize the governor to make certain nominations.'

STEVENS T. MASON.

March 26, 1836.

The following communication was received from the executive by Mr. Prichette, secretary of state.

To the house of representatives—

I have this day approved and filed in the office of secretary of state, the following acts, viz :

'An act to establish a court of chancery, and for other purposes.'

'An act to incorporate the members of the Detroit young mens' society.'

'An act to incorporate the Shelby and Belle river railroad company.'

STEVENS T. MASON.

March 26, 1836.

The 'Resolution from the senate relative to transmitting copies of a certain act,' was taken up and concurred in.

Mr. Hutchins, from the committee on enrolment, reported as correctly enrolled, the bill entitled 'A bill to incorporate the members of the Detroit young mens' society.'

On motion of Mr. Hutchins, a second committee of conference was appointed on the amendment made by the senate, to the bill entitled 'A bill to incorporate the Clinton and Adrian railroad company,' consisting of Messrs. Hill, Miller, Matthews.

Mr. Hutchins reported as correctly enrolled, the bill entitled 'A bill to incorporate the Shelby and Belle river railroad company.'

Mr. Noyes from the select committee, to whom was committed the bill from the senate entitled 'A bill to provide for the payment of the militia for their services in supporting the supremacy of the laws of Michigan, and for other purposes,' reported the same back to the house with sundry amendments which was concurred in.

The 22 rule being suspended, said bill was read a third time and passed.

A message was received from the senate, transmitting a bill originating from the house entitled 'A bill to incorporate the Monroe and Ypsilanti railroad company,' with an amendment made thereto by the senate, which was taken up and concurred in.

Mr. Mead presented a petition from Jacob Clark and Guy Carpenter, which was referred to the committee on internal improvements.

Also a petition from Ralph Bailey, referred as above.

Mr. Sherman called up the bill from the table, entitled 'A bill to prohibit the circulation, within this state, of the bills and notes of the United States bank, recently chartered by the legislature of Pennsylvania, and for other purposes,' and moved its commitment to the committee on banks and incorporations, which was agreed to.

A message from the senate was received through their secretary, as follows :

Mr. Speaker, I am directed by the senate to inform the house of representatives, that they have appointed Messrs. Clark, Ten Eyck and Moody, a committee of conference on the part of the senate, on the amendments made by the house to the bill entitled 'A bill to incorporate the St. Clair and Grand river railroad company,' and that they respectfully ask the appointment of a similar committee on the part of the house.

And also to inform the house of representatives that Messrs. Barry, Britain and Davis, have been appointed a second committee of conference, on the part of the senate, on the disagreement relative to the amendment made to the bill entitled 'A bill to incorporate the Clinton and Adrian railroad company.'

On motion of Mr. Whipple,

Resolved, That the individual appointed to revise the laws

be directed to report to the legislature a bill to provide for the abolishment of imprisonment for debt.

Mr. Richardson, from the committee on enrollment, reported as correctly enrolled, the bill entitled 'A bill to legalize the acts of the Wardens and Vestrymen of Calvary church, Adrian, Lenawee county.'

On motion, Messrs. Hart, Noyes, Brownell, were appointed as a committee of conference on the part of the house of representatives, on the amendments made to the bill entitled 'A bill to incorporate the St. Clair and Grand river railroad company.'

On motion adjourned.

MONDAY, March 28, 1836.

The roll being called the minutes of the previous meeting was read.

A message was received from the senate, by their secretaries as follows:

Mr. Speaker—

I am directed by the senate to inform the house of representatives that Messrs. Davis, Stockton, and Ellis have been appointed a committee of conference on the part of the senate on the amendments made by the house of representatives to the bill entitled, 'A bill to provide for the payment of the militia, for their services in supporting the supremacy of the laws of Michigan, and for other purposes,' and they respectfully ask the appointment of a similar committee on the part of the house; and also, that Messrs. Rumsey, Ellis and Davis have been appointed a committee of conference on the amendments made by the house of representatives to the bill entitled 'A bill to authorize the building a dam in Grand river,' and that they request the appointment of a like committee on the part of the house.

I also return to the house of representatives the bill entitled 'A bill to amend an act, entitled an act to prescribe the tenure of offices of auctioneers, and to levy a duty upon

sales at auction in certain cases,' and 'A bill concerning the attorney general and prosecuting attorneys,' with certain amendments in which the concurrence of the house is respectfully requested.

I also transmit herewith for the concurrence of the house a bill entitled 'A bill to incorporate the village of New Buffalo; and 'A resolution directing all records belonging to the late territorial government to be filed in the office of the secretary of state.

The resolution from the senate directing all records belonging to the late territorial government, to be filed in the office of the secretary of state, was taken up, read, and concurred in.

On motion of Mr. Richardson,

An additional number of two were appointed on the committee on enrollment, consisting of Messrs. Alden and Lothrop.

The bill originating from the house of representatives entitled 'A bill concerning the attorney general and prosecuting attorneys with an amendment thereto made by the senate, was taken up and concurred in.

Mr. Hutchins from the committee on enrollment, reported as correctly enrolled the bill entitled, 'An act to incorporate the village of Marshall.'

The 22nd rule being suspended, Mr. Ely from the committee on internal improvement, reported a bill entitled, 'A bill to authorize the building of certain dams across the river Raisin,' which was read the first and second time.

The 22nd rule being suspended,

Said bill was ordered to be engrossed and read a third time to-day.

- The above bill being under consideration was read a third time and passed.

The bill entitled 'A bill to amend an act entitled an act to prescribe the tenure of office of auctioneers and to levy a duty upon sales at auction in certain cases,' with an amendment made thereto by the senate, was taken up and concurred in.

Mr. Richardson, the 21st rule-being suspended, reported a bill entitled, 'A bill relating to banking incorporations,' which was read the first and second time, and on motion said bill was laid on the table.

A message was received from the senate by their secretary, as follows:

Mr. Speaker—

I am directed by the senate to inform the house of representatives that the senate have receded from the amendment made to the bill from the house of representatives, entitled 'A bill to incorporate the Clinton and Adrian railroad company.'

Mr. Lothrop from the committee on enrollment, reported as correctly enrolled, 'An act to incorporate the village of Adrian.'

'An act to authorize the governor to confirm the location of the seat of justice in the county of Van Buren.

'An act relative to state roads.'

'An act to attach a part of the county of Sanilac for judicial purposes, to the county of Lapeer.'

On motion, the house resolved itself into a committee of the whole Mr. Noyes in the chair, on the bill entitled, "A bill to incorporate the village of New Buffalo."

Also a bill entitled 'An act to enable certain minors to convey real estate,' and after spending some time therein, the committee rose and reported the same back to the house.

The 22nd rule being suspended, the bill entitled 'A bill to incorporate the vil'age of New Buffalo,' being under consideration, was ordered to be read a third time to day.

The above bill being under consideration was read a third time.

The question being upon its final passage, it was decided by yeas and nays in the affirmative, as follows:

Yeas—Messrs. Alden, Brewer, Brown, Bradshaw, Crossman, Dodge, Ely, Ellenwood Ferrington, O. Howe, Higley, Hill, Heath, Hart, Jackson, Lothrop, Mathews, Monfore, Mil-

ler, Sherman, Tacles, Van Every, Voorheis, Whipple, (speaker)—25.

Nays—Mr. Strong,—1.

Mr. Alden, from the committee on enrollment, reported, as correctly enrolled, 'An act to enable the supervisors of the county of Washtenaw to raise money to erect public buildings;'

Also 'An act to incorporate the stockholders of the Bank of Clinton.'

Mr. Noyes, from the committee of conference, on the bill entitled 'A bill to incorporate the St. Clair and Grand river rail-road company,' reported that the committee had decided to restore the name of 'N. O. Sargeant,' and strike out 'Wm. Black.' That the house recede from the amendment in the 4th section.

The question being upon accepting the report of the committee, it was decided by yeas and nays in the affirmative, as follows:

Yeas—Messrs. Brown, Bradshaw, Brownell, Crossman, Dodge, Ferrington, Hutchins, O. Howe, Hill, Heath, Hart, Mead, Morse, Noyes, Richardson, Sherman, Summers, Van Every, Voorheis, Wheeler, Whipple, (speaker)—22.

Nays—Messrs. Alden, Brewer, Ellenwood, Higley, Jackson, Lothrop, Mathews, Monfore, Miller, Strong—10.

Mr. Richardson, from the committee on enrollment, reported as correctly enrolled the bill entitled 'An act to incorporate the Monroe and Ypsilanti rail-road company.'

The bill entitled 'a bill to enable certain minors to convey real estate,' being under consideration, was ordered to be engrossed and read a third time to-day.

The above bill, being under consideration, was read a third time and passed.

Mr. Morse called for the reading of the resolution laid on the table by him on the inst., relative to the militia laws.

The question being upon its adoption, it was negatived.

A message was received from the senate transmitting the following bills for the concurrence of the house: entitled

'A bill to incorporate the Huron Branch railroad company.'

A bill entitled 'a bill making appropriations for the year 1836, and for other purposes.'

'A bill to lay out and establish certain state roads.'

Also 'a bill to authorize the sale of certain lands.'

The chair announced Messrs. Noyes, Morse, Brewer, as a committee of conference on the amendment made by the house of representatives to the bill entitled 'a bill to provide for the payment of the militia for their services in supporting the supremacy of the laws.'

And also announced Messrs. Summers, Alden, Lothrop, as a committee of conference on the amendments made by the house of representatives to the bill entitled 'a bill authorizing the building a dam in Grand river.'

The bill from the senate entitled 'a bill making appropriations for the year 1836 and for other purposes,' being under consideration, was read the first and second time by its title, and committed to a committee of the whole.

On motion, the house resolved itself into a committee of the whole, on the above bill, Mr. Lothrop in the chair.

And after spending some time therein, the committee rose and reported the same back to the house with sundry amendments, which were concurred in.

The 22nd rule being suspended.

Said bill was ordered to be read a third time to-day.

The following bills, from the senate, were taken up and severally read the first and second time and committed to a committee of the whole:

'A bill to authorize the sale of certain lands.'

'A bill to incorporate the Havre Branch railroad company.'

'A bill to lay out and establish certain state roads.'

On motion adjourned, to 2 o'clock P. M.

AFTERNOON SESSION.

Mr. Noyes, from the joint committee of conference, on the amendments made by the house of representatives to the bill entitled 'a bill to provide for the payment of the militia for their services in supporting the supremacy of the laws of Michigan,' reported that the committee had agreed upon concurring in all of the amendments made by the house of representatives except the first proviso, which they agreed to strike out.

Said report was accepted.

On motion, the house resolved itself into a committee of the whole, Mr. Ely in the chair, on the following bills:

'A bill to authorize the sale of certain lands;'

'A bill to lay out and establish certain state roads;'

'A bill to incorporate the Havre Branch railroad company.'

And after spending some time therein, the committee rose and reported the same back to the house without amendment.

The bill from the senate entitled 'a bill to incorporate the Havre Branch railroad company,' being under consideration, (the 22nd rule being suspended) said bill was ordered to be read a third time to-day.

The above bill being under consideration, was read a third time.

The question being upon its final passage it was decided by yeas and nays in the affirmative, as follows:

Yeas—Messrs. Alden, Brewer, Brown, Bradshaw, Brownell, Crossman, Dodge, Ely, Ellenwood, Ferrington, Hutchinsons, Hill, Heath, Hart, Jackson, Mathews, Monfore, Noyes, Sherman, Tacles, Van Every, Voorheis, Wheeler, (speaker)
—24.

Nays—Messrs. Higley, Lothrop, Odell, Strong—4.

The following communication was received from the Executive by Mr. Pritchette, secretary of state, stating that he had approved and filed in the office of the secretary of state certain acts therein enumerated.

To the House of Representatives:

I have this day approved and filed in the office of the secretary of state the following acts, viz:

'An act to incorporate the Kalamazoo and Lake Michigan railroad company;'

'An act to incorporate the village of Marshall;'

'An act to incorporate the Monroe and Ypsilanti railroad company;'

'An act authorizing the board of supervisors of the county of Washtenaw, to raise money to erect public buildings;'

'An act to incorporate the stockholders of the Monroe and Ann Arbor railroad company;'

'An act to legalize the acts of the Wardens and Vestrymen of Calvary church, Adrian, Lenawee county.'

STEVENS T. MASON.

March 28, 1836.

The bill from the senate entitled 'a bill to lay out and establish certain state roads,' being under consideration, (the 22nd rule was suspended) and said bill was ordered to be read a third time to-day.

The above bill being under consideration, was read a third time and passed.

The bill from the senate entitled 'a bill making appropriations for the year 1836, and for other purposes,' being under consideration, (the 22nd rule was suspended) and said bill was ordered to be read a third time to-day

The above bill being under consideration was read a third time and passed.

A message from the senate was received through their secretary, returning to the house of representatives the bill entitled 'a bill to incorporate the Walled Lake steam-mill company,' with sundry amendments, in which they asked the concurrence of the house;'

Also returning to the house of representatives the bills entitled 'a bill to incorporate the stockholders of the Bank of St. Clair;'

'A bill to incorporate the stockholders of the Calhoun county bank;'

'A bill to incorporate the stockholders of the Bank of Ypsilanti;'

And 'a bill to incorporate the Oakland county bank,' without amendment;

Also, for the concurrence of the house of representatives, a bill entitled 'a bill to incorporate the Detroit house carpenters and joiners' mutual benefit society.'

The following communication was received from the Executive by Mr. Pritchette, secretary of state:

To the House of Representatives—

I have this day approved and filed in the office of the secretary of state the following acts, viz:

'An act to authorize the supervisors of St. Clair county to loan a certain sum of money;'

'An act to incorporate Marshall Academy, at White Pigeon;'

'A resolution relative to the state revenue;'

An act to incorporate the Huron canal and manufacturing company;'

'An act for the better regulation of the office of county treasurer;'

'An act to create a fund for the benefit of the creditors of certain moneyed corporations.'

STEVENS T. MASON.

March 28, 1836.

Mr. Whipple, from the select committee to whom was committed the resolution relative to instructing our senators and requesting our representatives to congress, to oppose a certain bill therein named, reported that the committee deem it inexpedient to adopt said resolution; which report was accepted.

The bill entitled 'a bill to incorporate the Walled Lake steam-mill company,' with amendments made thereto by the senate, was taken up and concurred in.

Mr. Hutchins, from the committee on enrollment, reported as correctly enrolled the bill entitled 'an act to amend an act entitled an act to prescribe the tenure of office of auctioneers and to levy a duty upon sales at auction in certain cases.'

On motion of Mr. Wheeler,

Resolved, That the secretary of state be, and he is hereby directed to forward to each member of this house a copy of the journal of its proceedings up to the present time, together with the laws passed by this legislature, as soon as the same are published and deposited in his office.

The bill from the senate entitled 'A bill to incorporate the Detroit house carpenters and joiners' mutual benefit society,' was taken up and read the first and second time, and committed to a committee of the whole.

On motion, the house resolved itself into a committee of the whole Mr. Richardson in the chair, on the above bill and after spending some time therein, the committee rose and reported the same back to the house with amendment which was concurred in.

The 22nd rule being suspended, said bill was ordered to be read a third time to day.

The above bill being under consideration was read a third time, and on motion laid on the table.

The 16th rule being suspended,

On motion of Mr. Hutchins,

Resolved, (if the senate concur) That the senate and house of representatives will meet forthwith in the hall of the house of representatives to receive a nomination from the executive for a bank commissioner.

A message was received from the senate announcing that they have concurred in the resolution transmitted from the house relative to the meeting of both branches of the legislature in the hall of the house of representatives to receive a certain nomination therein named from the executive.

On motion a committee of two was appointed consisting of Messrs. Whipple and O. Howe, to wait upon the senate and conduct them to seats.

The following communication was received from the executive by Mr. Pritchette, secretary of state:

To the House of Representatives:

I have this day approved and filed in the office of the secretary of the state the following acts, viz:

'An act in addition to an act, entitled an act, to amend an act, entitled an act to incorporate the Erie and Kalamazoo railroad company.'

'An act concerning the attorney general and prosecuting attorneys.'

'An act to incorporate the stockholders of the bank of Clinton.'

'An act to incorporate the Palmyra and Jacksonburgh railroad company,'

STEVENS T. MASON.

March, 28, 1836.

IN JOINT ASSEMBLY.

The senate having been conducted to seats, on motion, a committee of two was appointed, consisting of one from the senate and one from the house, to wait upon his excellency the governor, and inform him that both branches of the legislature are now convened ready to receive any communication he may see fit to make.

Mr. Britton of the senate and Mr. Whipple of the house of representatives were appointed said committee

The following communication was received from the executive by Mr. Prichette, secretary of state.

To the senate and house of representatives of the state of Michigan.

I hereby nominate Robert McClelland, of the county of Monroe, to the office of bank commissioner of the state of Michigan.

STEVENS T. MASON.

March 28, 1836.

Mr. Richardson offered the following:

Resolved, That the two houses of the legislature now convened do advise and consent to the nomination of Robert McClelland as bank commissioner of the state of Michigan.

The question being on motion, to adjourn to meet again at 7 o'clock this evening, it was lost.

The question being, on motion of Mr. Lothrop, to amend the above resolution by substituting the following—'to postpone the further consideration of the same until the next session of the legislature'—it was carried.

On motion the convention then adjourned.

HOUSE OF REPRESENTATIVES.

On motion adjourned until 7 o'clock this evening.

EVENING SESSION.

Mr. Hutchins from the committee on enrollment, reported as correctly enrolled the following bills:

'A bill to incorporate the Oakland county bank.'

'A bill to incorporate the Clinton and Adrian railroad company.'

Mr. Lothrop from the committee on enrollment, reported as correctly enrolled the bill entitled 'A bill to incorporate the Walled lake steam mill company.'

The following communication was received from the executive, by Mr. Pritchette, secretary of state :

To the House of Representatives—

I have this day approved and filed in the office of the secretary of state, the following acts, viz :

'An act to incorporate the village of Adrian.'

'An act to authorize the governor to confirm the location of the seat of justice in the county of Van Buren.'

'An act to attach a part of the county of Sanalac, for judicial purposes, to the county of Lapeer.'

'An act making appropriations in part for the year 1836, and fixing the pay of officers and members of the legislature.'

An act to amend an act entitled 'An act to prescribe the

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tenure of office of auctioneers, and to lay a duty upon sales at auction in certain cases.'

STEVENS T. MASON.

March 28, 1836.

The 16th rule being suspended, on motion of Mr. Alden,
Resolved, (if the senate concur) That the senate and house of representatives will meet at 10 o'clock this evening in the hall of the house of representatives to receive a nomination from the executive for a bank commissioner.

The following communication was received from the executive by Mr. Pritchette secretary of state :

To the House of Representatives—

I have this day approved and filed in the office of the secretary of state the following acts, viz:

'An act to incorporate the Clinton and Adrian railroad company.'

'An act relative to state roads.'

'An act making appropriations for the year eighteen hundred and thirty-six and for other purposes.'

'An act to incorporate the village of New Buffalo.'

'An act to provide for the payment of the militia for their services in supporting the supremacy of the laws of Michigan and for other purposes.'

'An act to incorporate the Havre branch railroad company.'

'An act to incorporate the Walled lake steam mill company.'

'An act to authorize the building of certain dams.'

'An act to lay out and establish certain state roads.'

'A resolution directing all records belonging to the territorial government to be filed in the office of the secretary of state.'

'A resolution relative to the capitol.'

STEVENS T. MASON.

March 28, 1836.

Mr. Lothrop from the committee on enrollment, reported

as correctly enrolled a bill entitled 'A bill to incorporate the stockholders of the Clinton county bank.'

A message was received from the executive by Mr. Pritchette, secretary of state, informing the house that he had approved, and filed in the secretary's office, certain acts and resolutions therein enumerated.

Mr. Alden, from the committee on enrollment, reported as correctly enrolled a bill entitled 'A bill to incorporate the stockholders of the bank of St. Clair.'

Also a bill entitled 'A bill to incorporate the stockholders of the bank of Ypsilanti.'

The following communication was received from the Executive by Mr. Pritchette, secretary of state:

To the House of Representatives—

I have this day approved and filed in the office of the secretary of state, the following acts, viz :

'An act to incorporate the Oakland county bank.'

'An act to incorporate the stockholders of the bank of Ypsilanti.'

'An act to incorporate the stockholders of the bank St. Clair.'

'An act to incorporate the stockholders of the Calhoun county bank.'

STEVENS T. MASON.

March 28, 1836.

A message was received from the senate, transmitting a resolution relative to the capitol, which, after being read, was concurred in.

A message was received from the senate, announcing their concurrence in the resolution transmitted from the house of representatives, relative to the meeting of both branches of the legislature in the hall of the house of representatives to receive a nomination from the executive for the office of bank commissioner.

On motion, a committee of two was appointed to wait upon

the senate and conduct them to the hall of the house of representatives, consisting of Messrs. Noyes and Crossman.

The senate having been conducted to seats

IN JOINT ASSEMBLY.

On motion, a committee of two was appointed, consisting of Mr. Moody of the senate, and Mr. Hutchins of the house of representatives, to wait upon his excellency the governor, and inform him that both branches of the legislature were now in convention, ready to receive any communication he chose to make.

The following message was received from his excellency by Mr. Pritchette, secretary of state:

To the senate and house of representatives—

I hereby nominate Robert McClelland, of the county of Monroe, to the office of bank commissioner of the state.

STEVENS T. MASON.

March 28, 1836.

Mr. Richardson offered the following :

That the two houses of the legislature, now convened, do advise and consent to the nomination of Robert McClelland as bank commissioner of the state of Michigan.

The question being upon advising and consenting to the above nomination, it was decided by yeas and nays in the affirmative, as follows:

Yeas—(of the senate)—Messrs. Britain, Comstock, Davis, Finch, Hough, McDonell, Moody, Rumsey, (of the house) Messrs. Alden, Brewer, Brown, Bradshaw, Crossman, Dodge, Ely, Ellenwood, Hutchins, Hill, Heath, Hart, Jackson, Mead, Morse, Mathews, Monfore, Noyes, Richardson, Sherman, Tacles, Voorheis, Wheeler, (speaker.)—32.

Nays—Messrs. (S.) Clarke, (H.) Odell, Strong—3.

The president announced that the senate and house of representatives do advise and consent to the nomination of Robert McClelland, and that he is therefore duly appointed bank commissioner.

On motion, the convention then adjourned.

HOUSE OF REPRESENTATIVES.

On motion, Messrs. Crossman and Hutchins were appointed a committee to wait upon his excellency the governor, and inform him that the house of representatives were now ready to adjourn, and to desire to know if he had any further communication to make.

The following communication was received from the executive, by Mr. Pritchette, secretary of state :

To the house of representatives—

I have this day approved and filed in the office of the secretary of state, 'An act entitled an act to provide for the assessment and collection of state taxes, and to amend the acts herein named.

STEVENS T. MASON.

March 28, 1836.

On motion of Mr. Alden,

Resolved, That the editors of the Free Press cause a copy of the same of each number to be forwarded to their residence of each member respectfully, until the minutes of the proceedings of the legislature are published.

A message was received from the senate, transmitting a bill for the concurrence of the house entitled 'A bill to provide for the assessment and collection of state taxes, and to amend the act herein mentioned,' which was read a first and second time.

The 22 rule being suspended, said bill was ordered to be read a third time.

The above bill being under consideration was read a third time and passed.

Also was received from the senate a bill entitled 'A bill to enable certain minors to convey real estate,' without amendment.

A message was received from the senate announcing that they were now ready to adjourn.

Mr. Hutchins, from the committee on enrollment, reported as correctly enrolled, 'A bill to enable certain minors to convey real estate.'

The following communication was received from the executive by Mr. Prichette secretary of state.

To the house of representatives—

I have this day approved and filed in the office of secretary of state the following act viz: 'An act to enable certain minors to convey real estate.'

STEVENS T. MASON.

March 28, 1836.

The committee appointed to wait upon his excellency the governor, reported that they had executed the duty assigned them, and had received for answer that he had no further communication to make.

On motion of Mr. Noyes, the speaker having left the chair,

Resolved, That the thanks of this house be, and the same are hereby tendered to the Hon. Ezra Convis, speaker of the house of representatives, for the prompt, able, and impartial manner in which he has discharged the duties of that highly important and responsible station.

The above resolution was unanimously adopted.

The speaker then resumed the chair, and returned the following thanks.

Gentlemen—I am penetrated with a due sense, not only of the honor conferred by your selection of me, to preside over so intelligent & highly respectable body, but also for your kindness manifested by the unanimous adoption of the resolution, at the close of the session. I receive it in the same spirit of kindness in which it has been offered, and shall cherish it through life with feelings of profound respect and the deepest gratitude. If gentlemen in the discharge of our multifarious duties, if amid the storms of strife, if under the influence of momentary excitement or irritation, any thing unkind shall have been said or done, let us, I entreat you, endeavor to forget and forgive it; and let our separation be in a spirit of peace and good will, as become the representatives of virtuous and enlightened freemen. Whilst I tender to you an affectionate adieu, indulge me, gentlemen, in a fer-

vent expression of acknowledgement for your uniform support and approbation, and you will carry with you my best wishes for continued blessings and for your respective happiness and prosperity to our state.

On motion adjourned sine die.

EXTRA SESSION.

MONDAY, July 11, 1836.

This being the day designated for the convening of the legislature in extra session, in pursuance of the proclamation of the governor, the following members of the house of representatives answered to their names:

Messrs. Alden, Brewer, Brown, Britton, Crossman, Dodge, Ely, Ellenwood, Felch, Ferrington, O. Howe, G. Howe, Lothrop, Morse, Mathews, Noyes, Odell, Richardson, Sherman, Summers, Tacles, Ullman, Van Every, Voorheis, Wheeler, Whipple—26.

Mr. Lothrop, of Kalamazoo, announced the presence of Abraham F. Bolton a representative from Jackson county, who having presented his credentials, and after being duly qualified took his seat.

A message from the senate was received announcing a quorum of that body being present, and ready to proceed to business.

On motion of Mr. Alden,

A committee of two was appointed consisting of Messrs. Alden & Whipple to wait upon the senate and inform them that a quorum of the house was present and ready to proceed to business.

Mr. Whipple announced the presence of Ch's. Moran a representative from Wayne county, who having presented his credentials and after being being qualified took his seat.

On motion of Mr. Whipple a committee of two was appointed to act jointly with such committee as may be appointed by the senate to wait on his excellency the governor and

inform him that a quorum of both houses are present and ready to receive any communication he may see fit to make.

The chair announced Messrs. Whipple and Felch as said committee on the part of the house.

A message was received from the senate announcing the appointment of Messrs. Moody and Hascall as said committee on the part of the senate.

The committee appointed to wait on his excellency the governor, announced that they have executed the duty assigned to them, and had received for answer that he would communicate to the house forthwith.

The following message was received from the executive accompanied with a bill entitled, 'An act to establish the northern boundary line of the state of Ohio, and to provide for the admission of the state of Michigan into the Union, upon conditions therein expressed.'

GOVERNOR'S MESSAGE,

Delivered to both houses of the legislature at 12 o'clock to-day.

Fellow citizens of the senate and house of representatives:

By virtue of an authority conferred by the constitution, I have convened you at this time, for the purpose of receiving the decision of the congress of the United States, on the application made by our senators and representatives for the admission of the state of Michigan as a member of the federal Union. Although we possessed the best grounded hopes for an early admission, such has been the embarrassment thrown around our application, by questions foreign to the one at issue, that congress did not arrive at their final action on the subject until a late day of their session. The result of their deliberations has been, the passage of a law accepting, ratifying and confirming the constitution and state government formed for themselves by the people of Michigan, and admitting the state thus formed into the Union upon certain conditions therein expressed. This act, is herewith transmitted to you, for your more satisfactory information.

The act of congress which is submitted to you, is entitled "An act to establish the northern boundary line of the state of Ohio, and to provide for the admission of Michigan into the Union, on the conditions therein expressed." Section first declares, "that the northern boundary line of the state of Ohio shall be established at, and shall be a direct line drawn from the southerly extremity of lake Michigan to the most northerly cape of the Maumee bay, after the line, so drawn, shall intersect the eastern boundary line of the state of Indiana." This is the boundary line as has been claimed by Ohio in her dispute with Michigan, and is conclusive and final so far as the provision of this act extends ; it is not affected by, nor made dependent on the conditions embraced within the third section of this act. An argument in illustration of this view of the subject, is rendered unnecessary however by the fact, that a distinct and separate bill has received the approval of the president of the United States, confirming to Ohio the district of country in contestation. Under this latter law, Ohio claims her title and jurisdiction, and that claim, so far as it is warranted by the validity of the law, is not affected by the acceptance or rejection of the conditions submitted to the people of Michigan in the act before you.

By the second section of the act providing for the admission of the state into the Union, it is ordained, "*that the constitution and state government which the people of Michigan have formed for themselves, be, and the same is hereby, accepted, ratified, and confirmed*; and that the said state of Michigan shall be, and is hereby admitted into the Union upon an equal footing with the original states in all respects whatsoever: *Provided, always, that this admission is upon the express condition, that the said state shall consist of and have jurisdiction over the territory included within the boundaries prescribed by congress and none other.* Those boundaries yield to Ohio and Indiana, that portion of our southern border claimed by those two states, and annex to the states of Michigan a district of country embracing about twenty-two thousand square

miles, lying north and northwest of the Menominee river of Green bay, and the Montreal river of lake Superior.

In the third section it is provided, that as a compliance with the fundamental *condition of admission* contained in the last preceeding section, the boundaries of the said state of Michigan, as in that section described, shall receive the assent of a convention of the people of the said state, for the sole purpose of giving the assent herein required ;" and that as soon as the assent shall be given, the president of the United States shall announce the same by proclamation, and that upon his proclamation, the admission of the state into the Union, shall be complete without any further action on the part of congress. It will be here observed, that the condition referred to by congress, is a condition upon which the state is to be *admitted into the Union*, and that it does not affect the stability of the state government. The constitution formed by the people of Michigan having been accepted, ratified, and confirmed, their state government is irrevocably fixed and established. This is clearly shown by the fact, that the boundaries of the state as prescribed by congress, are, "*to receive the assent of a convention of the people of the said state.*"

The people of Michigan have thus placed before them, the conditions upon which they will be admitted into the federal Union. It is left for themselves to determine upon the alternatives submitted to them. With a constitution and state government framed for themselves, and accepted by congress they are to choose between submitting to an encroachment upon their compact rights, by a system of partial legislation, having for its object the aggrandizement of one portion of the Union at the expense of another, or resisting the encroachment at all hazards, carrying into full effect, at the same time, all the rights and privileges of a sovereign and independent state though excluded from the bonds of the confederacy.

Our duty, at present fellow citizens, is a limited one. In our

official capacities, we have no concern with the acceptance or rejection of the conditions annexed to the terms of our admission; they have not been submitted by congress for our action, and we can certainly lay no claim to a right to judge for the people. All we can do is, to pass the necessary law required for sending them to our fellow citizens for their decision. The details of such a law are left to your judgment; they will readily occur to you, and I recommend its passage at as early a day as will meet your convenience.

I find it difficult fellow citizens, to suppress the feelings which are naturally excited upon this occasion, or to allude to this dismemberment of our territory in that respectful language, which is perhaps due to those at whose hands it has been effected. I feel as every citizen of Michigan must feel, that the decision of congress has been made in violation of every principle of justice, and that to censure where it is due is the prerogative of the people, that the result of their labor is but the triumph of might over right, based upon considerations of temporary expediency; and that the stamp of its legitimacy, is to be wrung from the unwilling assent of a patriotic and highminded people. In fact the question of right between the parties has been avowedly disregarded by congress, and their action placed upon the exclusive ground of expediency;—thus establishing a precedent which must work evil of the utmost magnitude to our civil institutions, and which if persisted in whenever individual or sectional interest may demand it, will convert a land of laws into the most oppressive and worst of despotisms—a government of expediency.

The grounds upon which we have based our claim to the district of country in contestation with Ohio, have so often been brought before you, and are so fully understood, that it would prove unnecessary if not superogatory here to recapitulate them. It is sufficient to state, that they are derived from the compact with Virginia of seventeen hundred and eighty-seven, and the act of congress of eighteen hundred and

five, by which the people of Michigan had secured to them a separate government, with expressly defined and irrevocable boundaries. The claim of the state of Ohio, if it existed at all, must have been one set up by color of law arising from the conflicting legislation of the general government, and should have consequently been referred for adjustment to the judicial tribunals of the country. But congress have decreed otherwise, and have assumed to themselves exclusive jurisdiction over the subject; they decide that of right neither party can claim the territory in dispute, but that as a question of simple expediency it is given to Ohio. Such are the reasons upon which congress base a system of legislation vitally affecting the rights of a community, claiming, under a compact to which the United States were a party, and for the sacred fulfilment of which they have given the solemn guarantee of their faith.

However much the people of Michigan may doubt the power of the general government to alter the constitutional boundaries of their state, they would have yielded respect to their legislation from patriotic considerations, had congress been content with the simple exercise of that power. They would have declared as they now do, the legislation to be unconstitutional, but as citizens of the United States, they would have silently acquiesced in it, appealing to another tribunal for the peaceable and constitutional redress secured to them by the institutions of their country. But they are denied such an alternative, and are driven to other extremes—resistance or unqualified submission. We are told, that we shall not question the proceedings of congress, and that unless we give our assent to a system of legislation which we believe to be oppressive, illegal, and unjust, we shall be denied the right of admission into the Union on an equal footing with the original states. Thus are we to be deprived of one right, unless we surrender another equally sacred, the right of an appeal to the federal judiciary; a right secured to the humblest individual, who may desire to approach a tribunal, fra-

need to protect him against injustice and oppression, and intended to check the different departments of our government in the exercise of arbitrary and unconstitutional power.

If congress possess the power to alter our boundaries, and to annex the disputed territory to Ohio, then is the act which they have passed the supreme law of the land, any thing in the constitution of the of the state of Michigan to the contrary. By the second section of the fifth article of the federal constitution it is declared, that "this constitution, and the laws of the United States which shall be made in pursuance thereof shall be the supreme law of the land ; and the judges of any state shall be bound thereby, any thing in the constitution or laws of any state to the contrary notwithstanding." What stronger security could be required by the state of Ohio for the protection of her rights than this, if the power which has been exercised by congress belongs to them ? If the act of congress be passed in pursuance of the constitution of the United States, it is the supreme law of the land, and the judges of the courts of Michigan are bound to obey its provisions, "any thing in our state constitution to the contrary notwithstanding." I would ask then, if the sanction required of the people of Michigan to this legislation, does not imply a doubt on the part of congress, as to the constitutionality of their own act ?

The power of congress over the question of our admission being confined to the simple enquiry—is the constitution and state government formed by the people of Michigan republican, it is their duty to have admitted the state into the Union, and have referred all incidental questions arising under the application, for adjudication before the judicial department of the government. The contrary course as pursued by them, evinces a determination to usurp powers belonging to another tribunal, and breaks down the barrier established by the constitution between the judicial and legislative branches of the government. Was it not enough that congress should assume the power of legislating from us a portion of our soil,

without demanding from us the humiliation of adding our assent, to the measure of our wrongs? The right of questioning their proceedings, is secured to us by the constitution, and yet, we are required to bow in humble submission to a power we do not acknowledge, a wisdom we cannot fathom!

The resistance of the revolution was not a resistance of sanguinary tyranny alone, but a contest for unalienable rights trampled upon by a British parliament claiming to legislate for the people in all cases whatsoever. It was a revolution for principles; and when we recollect the succession of injuries which have been heaped upon the people of Michigan; when we review the respectful and pacific remonstrances with which we have alone so far opposed them; when we see that our complaints have not been heard, or if heard, have been answered with repeated and accumulated injury, it would seem to warn us, that the liberties of no people are safe, unless the government is sometimes taught they possess the spirit of resistance.

But, fellow citizens, there are other considerations vitally connected with the prosperity of the state, and involved in the subject before us, which should not be overlooked. We should be careful how far we suffer ourselves to be swayed alone by feelings, which however just and natural, ought not to usurp the exclusive direction of our councils. The question now at issue between the federal government and the state of Michigan is one involving the gravest considerations. It is acquiescence on the part of our people, or resolute and determined resistance. Are we not to hesitate before we make the latter choice? Is no sacrifice due to the character and welfare of the nation? Should we not count the cost of the contest we are to embark in, and should we not look to its consequences to ourselves and to others? Can we obtain from the fear of a future congress, what the justice of the last has denied us? Is there a hope of a remedy by which we can redress the injustice done us? But above all, are we

ready to sacrifice local feelings and prejudices to the prosperity and tranquility of our country? If the array of force and terror which is held up before us, by others, cannot obtain from us obedience to the legislation of congress, will we not recognize in the controversy the image of the nation's honor, which forbids violence and resistance?

Fellow citizens, to maintain unimpaired the integrity of our Union, and to preserve unstained the institutions of our country, is one of the first duties of every citizen. Will we hazard these stakes now, or will we present to the world an example of compromise of opinion and feeling, dictated by a spirit of patriotic forbearance, even where injustice demands it. The federal government was the great work of a spirit of compromise, and it is only by the exercise of the same spirit by the states, that it is to be perpetuated. Without this, its fall must inevitably come. The sacrifice we may make, will not perhaps arrest the approach of such an event, but we may derive consolation from the reflection that it is possibly procrastinated.

I trust my fellow citizens will credit me when I declare, that no one can feel more deeply than myself the humiliation of the sacrifice we are called upon to make. The preservation of the integrity of our territorial limits, has always been the highest object of my ambition. The boundaries claimed by us are our right, secured by an instrument as binding and sacred as the wisdom of man could frame it; and could we now calculate upon maintaining those boundaries with any hope of success, it would be our duty still to hazard the undertaking. In that hope I cannot be sanguine. I indulge the reflection that I have shown heretofore, that no personal interests could govern me in my official conduct when the rights of those with whom I am identified demanded their sacrifice: and when I am reminded of the favor with which that sacrifice has been received by my fellow citizens, and how much I owe to it my present elevation, I should prove recreant to my own reputation, and an ingrate to the people,

could I now advise an unnecessary abandonment of their cause. Were I to consult the first impulse prompted by the feelings which every citizen of Michigan must acknowledge, I might be led into a determination to resist the legislation of congress ; but as a public officer called upon to discard excited feelings, and warned that the permanent interests of the state are not to be overlooked, I should violate my duty did I recommend to my fellow citizens to embark in a controversy, offering so little hope of gain, but the certainty of permanent loss and lasting injury to ourselves and to the nation.

It must be a subject of congratulation, however, with the people of Michigan, so far as their reputation was involved in the controversy of the past year to know, that they were on the side of the constitution and the laws; and that the decision of congress sustains them in the course they then pursued, whilst it fixes the seal of condemnation upon the proceedings of Ohio.

The state of Ohio claimed the district of country in contestation with Michigan by virtue of constitutional right, and attempted by her own legislation to extend over it an unauthorized jurisdiction. The reports of both houses of congress upon the subject, declare the legal jurisdiction to have been vested in Michigan at the period to which reference is made, but recommend that it should be surrendered to Ohio by special legislation. It is under this legislation of congress, that Ohio now assumes her jurisdiction. Will it not afford a subject of singular inquiry to the people of the United States, that a sovereign and independent member of the confederacy, demanding a constitutional right, should forget the high stand she had assumed, and sue for as a boon from congress, that which her public servants, under the solemn oath of their offices, had previously declared to be secured by her constitution. Has she not abandoned, not from patriotic and elevated considerations of public good, but in the eager grasp of mercenary motives, the bold grounds upon which she based her claim and placed it before the nation? What a fall

she has made from 'her high and palmy state.' Where is the chivalry of '*her million of freemen?*'

In the progress of the investigation of this subject, it may be well for us to consider, how far our situation may be analogous to that of the people of Missouri at the time they were admitted into the Union. Upon the formation of her constitution and state government, Missouri asserted and exercised all the reserved rights of an American state. The same rights are now guaranteed to Michigan; and if there heretofore existed doubts calculated to draw in question the independent character of her government, those doubts are removed by the legislation of congress, accepting and confirming her constitution. The conditions annexed to the admission of Missouri, is also similar in character to that which is urged upon the people of Michigan. The people of Missouri, in the mode prescribed by congress, gave their assent to the conditions of their admission, at the same time protesting against the constitutionality of the power exercised by the general government, and maintaining that their compliance with the letter of the act, did not, and could not, impair their constitutional rights. It may be therefore worthy the inquiry, how far the qualified assent of the people of Michigan, to the letter, of their conditional admission into the Union, would impair the force of their constitution, or preclude the right of a future prosecution of their claims.

Our duty then, fellow citizens, is to refer the subject to the only tribunal competent to determine it. That tribunal is the people. Their decision it is our duty to abide. That their rights have been violated, cannot be doubted; and it is for them to decide what course shall now be pursued. So far as I may be called upon to bear an humble lot, in carrying into full effect their decision, I can only say, that I will pursue their will, disregarding all other considerations. The highest obligations I acknowledge, are due to the people of Michigan, and whatever may be their action on this all important question, it shall receive my support. It is due,

however, to our own character, if we refuse our assent to the proposition of congress, that we should not surrender our jurisdiction over the territory in dispute. If we are unwilling to comply with the conditions of the government of the United States, it would ill become us to permit any jurisdiction, to be wrested from us by Ohio. Should we make the result a civil strife, let it be a contest for principle, and let every citizen be prepared to participate freely in its consequences.

I have thus, fellow citizens, availed myself of the opportunity offered, to lay before you such views as have occurred to me at the moment of presenting to you the leading object of your session. Subjects of minor importance requiring your attention, will be communicated by special messages. As the final decision of the question of admission into the Union, is to be given by a body elected for that purpose, it would perhaps have appeared indelicate if not presumptuous in me, to have suggested the adoption of any specific policy on the subject. I have therefore abstained from such a course. Relying upon the patriotism and intelligence of the people, I am content to submit the result to their action; and with an humble confidence in the supreme ruler of the universe, I implore him to guide us to those measures which will lead to our lasting prosperity and happiness, and promote the permanent welfare of the union.

STEVENS T. MASON.

The message having been read,

On motion of Mr. Lothrop of Kalamazoo,

Ordered, That 2000 copies of the above message with accompanying documents be printed in English and 200 in the French language.

On motion of Mr. Whipple,

Ordered. That 1000 copies of the bill entitled, 'An act to settle and establish the northern boundary line of the state of Ohio,' and 1000 copies of the bill entitled 'An act supplementary to the act entitled an act to establish the northern bound-

dary line of the state of Ohio, and to provide for the admission of the state of Michigan into the Union on certain conditions, be printed for the use of the house.

Mr. Whipple of Wayne gave notice that on some future day he would ask leave to bring in a bill to amend "An act to establish a supreme court, and to organize circuit courts."

On motion, adjourned until to-morrow at 10 o'clock A.M.

TUESDAY, July 12, 1836.

The roll being called the following members were absent: Messrs. Bradshaw, Brownell, Burdick, Charter, Green, Hart, Jackson, King, Levake, Mead, Monfore, Miller, Moran, Niles, Smith, Summers, Van Every, Williams.

The minutes of the previous meeting having been read,

On motion of Mr. Whipple,

Resolved, That the rules adopted by the house of representatives at its last session for its government are hereby continued in force, and adopted as the rules of the house for the present session.

Resolved, That the several standing and select committees appointed at the last session be continued.

Mr. Ullman of St. Joseph presented the claim of P. B. Adams and moved its reference to the committee on accounts and claims, which was agreed to.

On motion of Mr. Richardson of Oakland,

Resolved, That the committee on ways and means be instructed to bring in a bill providing for the immediate payment of the officers non-commissioned officers and privates for their services in carrying into effect the laws heretofore passed by the late legislative council, for the preservation of the integrity of our territorial domain.

Mr. Richardson presented certain resolutions relative to the message of the executive and accompanying documents and that they be referred to a select committee of five with instructions to prepare and bring in a bill in conformity to the principles therein contained, which on motion was laid on

the table and ordered to be printed and made the order of the day for to-morrow.

Also presented a petition from Wm. R. Thompson and others, praying for an act of incorporation.

Referred to the committee on banks and incorporations.

Mr. Whipple of Wayne from former notice given, asked and obtained leave to bring in a bill entitled, 'An act to organize the supreme court, and establish circuit courts.'

The chair announced Messrs. Whipple, Van Every, and Green as the committee to bring in said bill.

Mr. Whipple from the committee appointed to bring in the bill entitled, 'A bill to amend an act, entitled an act to organize the supreme court, and to establish circuit courts,' reported the same to the house which was read the first and second time.

Mr. Ullman gave notice that he should on some future day ask leave to bring in a bill to incorporate the Commercial Bank of Constantine in St. Joseph county.

Mr. Sherman gave notice, that he should on some future day ask leave to bring in a bill to incorporate the St. Joseph bank, to be located at Centreville.

The following messages are received from the executive by Mr. Pritchette secretary of state :

To the House of Representatives—

By the thirteenth section of an act of the congress of the United States, entitled, 'An act to regulate the deposits of the public money, approved June 28, 1836, it is provided, "that the money which shall be in the treasury of the United States, on the first day of January one thousand eight hundred and thirty-seven, reserving the sum of five millions of dollars, shall be deposited with the several states, in proportion to their respective representation in the senate and house of representatives of the United States, as shall, by law, authorize their treasurers, or the competent authorities to receive the same." The portion of the act relative to this sub-

ject, is herewith transmitted, and I recommend the passage of the required law.

STEVENS T. MASON.

July 12, 1836.

To the House of Representatives—

I transmit to the house of representatives, the reports of the auditor general and treasurer exhibiting a balance in the state treasury of \$57,154, 55.

STEVENS T. MASON.

July 12, 1836.

To the house of representatives—

I herewith transmit to the house of representatives the copy of an act of congress, entitled 'An act supplementary to the act entitled an act to establish the northern boundary line of the state of Ohio, and to provide for the admission of the state of Michigan into the Union on certain conditions.' By this act certain propositions relative to the public lands, are made to the legislature, and I recommend the passage of a law for the acceptance, in conformity with the authority conferred by the seventh section of the ordinance attached to the constitution of the state.

STEVENS T. MASON.

July 12, 1836.

{ Treasury Office,
} Detroit, July 6. 1836.

Sir:—I herewith present you with a statement of my account as treasurer of the state, showing a balance on the 1st July instant, comparing with the auditor generals statement to that time of \$55,562 00, to which is to be added \$1,502 49, monies received since, which leaves this day in the treasury the sum of \$57, 154 55.

Very respectfully

your ob't servant

H. HOWARD, Treasurer.

His Excellency, STEVENS T. MASON,

Gov. of the state of Michigan, Detroit.



Dr. Henry Howard, Treasurer, in account with
1836.

March 3.	To cash received of Gov. Mason	\$36,000 00
	“ being balance to credit of A. H. McKinstry fiscal agent, in Michigan State Bank,	32 75
28.	“ loaned of Michigan State Bank,	6,000 00
31.	“ loaned of Bank of Michigan,	4,000 00
April 13.	“ received of L. Goodell, auctioneer,	49 03
May 9.	“ received of Sheriff of Calhoun county,	137 00
24.	“ received of L. J. Daniels,	\$218 75
	received of George Cooper,	34 00
	amt. commissioners expenses for locating the seat of justice of Van Buren county,	252 75
June 2.	“ do of A. N. Hart, Sheriff of Lapeer county,	24 70
4.	“ do of C. Thayer part of commissioners for locating the seat of justice of the county of Ingham,	48 60
10.	“ received of R. Abbott auditor general for taxes collected in Monroe county,	500 00
13.	“ received of Gov. Mason by drafts on John Delafield, Esq., New York, viz :	

Carried forward, \$11,297 56

The State of Michigan. *Contra.* *Cr.*

March] 1893.

3. By cash paid warrant favor Jno. A. Welles				
		cashier,	6,878	15
	"	Gov. Mason,	500	00
5.	"	C. C. Trowbridge		
		cashier,	11,151	02
	"	D. Petty 400—		
		510,	910	00
	"	J. and M. Palmer,	136	75
	"	Watkins and Joy,	405	00
7.	"	J. and J. Watson,	26	25
8.	"	Martin Story,	9	00
	"	G. B. Martin & Co.	170	46
	"	C. G. Hammond,	46	50
	"	Wright & Solomon,	80	00
19.	"	A. H. McKinstry		
		cashier,	2,786	62
23.	"	M. Paulding,	21	00
24.	"	Levi Skinner,	3	00
April 6.	"	F. H. Stevens		
		fiscal agent,	646	80
8.	"	John Norvell,	55	00
	"	A. H. Stowell,	809	79
	"	Morse and Bagg,	100	00
	"	K. Pritchette,	354	00
2.	"	F. H. Stevens		
		fiscal agent	14,024	79
	"	J. P. Fay funeral		
		expenses,	46	50
	"	F. H. Stevens		
		fiscal agent,	147	91
	"	A. H. McKinstry		
		fiscal agent,	1,734	70
Carried forward,			241,045	24

Dr. Henry Howard, State Treasurer, in account with
1836.

		Brought forward,	\$11,297 58
		1 draft at 10 days	
		sight,	20,000 00
		1 draft at 20 days	
		sight,	20,000 00
		1 draft at 30 days	
		sight.	24,000 00
		balance of a loan of 100,- 000 dollars,	64,000 00
		" received of James B. Stew- art for defraying the expen- ses of commissioners to re- view the seat of justice of Branch county,	250 00
15.		" received of Andrew Mack for expenses of commission- ers locating the seat of jus- tice of Shiwassee county,	123 43
28.		" received of J. Filson, du- ties on goods sold at auc- tion,	135 00
31.		" received of Lemuel Good- ell, duties on goods sold at auction,	47 79
			<hr/>
			\$111,601 12
1836.			
July 1.	To balance in treasury this day,		\$55,562 06
2.	" cash received of S. Van De Wal- ker Sheriff of Kalamazoo county,		267 47
	" received of S. Foster sher- iff of Allegan county,		68 35
			<hr/>
		Carried forward,	\$167,499 00

July 12.] HOUSE OF REPRESENTATIVES. 313

1836.] *The State of Michigan.* Contra. Cr.

		Brought forward,	\$41,045 24
27.	"	" B. Woodworth,	50 00
	"	" K. Pritchette 200—	
		105 24,	305 24
	"	" S. McKnight,	750 05
	"	" Charles Tryon,	24 00
	"	" J. K. Averill,	5 00
	"	" T. K. Brown,	30 00
May 14.	"	" C. C. Hascall,	88 50
	"	" John Gibson,	22 50
	"	" Morse & Bagg 680 15—	
		441 00	1,121 15
	"	" L. L. Morse,	63 08
	"	" Britton & Moore,	100 00
	"	" Thomas Christian	
		30 00—14 56,	44 56
19.	"	" Alpheus White,	28 05
June 7.	"	" John Bronson,	48 60
9.	"	" John Greenfield,	41 14
10.	"	" Samuel Axford,	41 14
	"	" Robert Abbott,	75 00
	"	" Geo. R. Griswold,	60 00
	"	" Charles Whipple,	15 00
	"	" Geo. W. Dexter,	20 00
	"	" Gov. Mason,	500 00
	"	" H. Howard,	75 00
	"	" Moore & Chandler,	35 75
15.	"	" Aud. Gen., secretary	
		of state and treasurer for stationary for	
		use of their several offices, \$100 each,	300 00
17.	"	paid warrant favor E. J. Van Buren 4 00—	
		25 00,	20 00

Dr. Henry Howard, Treasurer, in account with
1836.

	Brought forward,	\$167,499 00
	" received of A. H. Stowell, duties on goods sold at auc- tion,	07
	" received of A. B. Gibson, sheriff of Jackson county,	35 15
6.	" received of L. Cook, Esq., late territorial treasurer, balance in his hands,	1,221 45
	balance on hand in treasury July 6, 1836,	\$57,154 55

Treasurers Office, Detroit, July 6, 1836.

HENRY HOWARD, Treasurer State of Michigan.

July 12.] HOUSE OF REPRESENTATIVES. 315

1836.] *The State of Michigan.* Contra. Cr.

		Brought forward,	\$	
	"	"	McArthur & Hurl-	
		but,	\$ 31	
	"	"	S. W. Johnson,	422 01
	"	"	W. H. Griswold,	3 00
	"	"	R. B. Gibson,	25 72
	"	"	S. P. Fletcher,	52 13
	"	"	A. Morton,	33 00
	"	"	Moore & Chandler,	20 38
22.	"	"	Garry Spencer,	41 14
23.	"	"	Charles Whipple,	8 00
25.	"	"	L. D. McKeen,	35 00
	"	"	A. E. King,	25 00
	"	"	B. Brown,	6 00
	"	"	A. Salmon,	90 25
	"	"	M. Paulding,	37 72
	"	"	M. J. Bacon,	15 00
	"	"	F. H. Stevens,	100 00
	"	"	C. C. Trowbridge	
		cashier,	4,054 45	
	"	"	F. H. Stevens pre-	
		sident,	6,096 95	
28.	"	"	Rufus Brown, Jr.,	58 00

56,039 06

July. By cash on hand in treasury to new account, 55,562 06

\$111,601 12

Dr. Henry Howard, State Treasurer, in account with
1836.

April 1.	To balance in the treasury reported to the executive this day,	\$20,911 66
May 9.	To cash received of H. C. Goodrich Sheriff,	187 00
37.	" received of Daniels and Cooper for moneys advanced by the late territory of Michigan for locating the seat of justice, Van Buren county,	218 75 int. 34 00
June 3.	" received of Charles Thayer for part of expenses locating the seat of justice, Ingham county,	98 60
10.	" received of the auditor general for taxes collected by the sheriff of Monre,	500 00
13.	" received of J. B. Stewart of Branch county to pay the commissioners for reviewing the seat of justice of said county,	250 00
	" received on the governor's drafts on John Dalasfield, viz: 1 draft at 10 days sight, 20,000 1 draft at 20 days sight, 20,000 1 draft at 30 days sight, 24,000	64,000 00
	" received of Andrew Mack the proprietor of the seat of justice, Shiawassee,	123 42
	Carried forward,	<hr/> \$86,273 43

July 12.] HOUSE OF REPRESENTATIVES. 317

The state of Michigan for receipts and disbursments Cr.

April] 1836.

3. By cash paid warrant favor F. H. Stevens

April 9,	"	fiscal agent,	14,024 79
12,	"	do. do.	147 91
	"	J. P. Fay,	48 50
	"	A. H. McKinstry	
		fiscal agent,	1,734 70
	"	K. Pritchette,	105 24
	"	do. for one quar-	
		ter salary,	200 00
	"	J. K. Averell,	5 00
	"	B. Woodworth,	50 00
	"	Morse & Bagg,	441 00
	"	do. do.	680 15
	"	Charles Tryon,	24 00
	"	S. McKnight,	750 05
	"	L. L. Morse,	63 08
	"	T. K. Brown,	30 00
	"	Britain & Moore,	100 00
	"	Thomas Christian,	14 56
	"	do. do.	30 00
	"	J. Gibson,	22 50
	"	C. C. Hascall,	88 50
	"	Moore & Chandler,	35 75
	"	Alpheus White,	28 05
	"	J. Bronson,	48 60
	"	Wing & Crawford's rec't as com's	50 00
	"	paid warrant favor Greenleaf,	41 14
June 3,	"	G. W. Dexter,	20 00
	"	C. W. Whipple,	8 00
	"	do. do.	15 00
	"	Henry Howard	75 00
	"	S. T. Mason,	500 00
	"	R. Abbott,	75 00

Carried forward, *

Dr. *Henry Howard, Treasurer, in account with*
1836.

	Brought forward,	\$86,273 43
	" received of A. H. Hart sheriff, Lapeer,	24 70
	" to your credit in the Michigan State Bank,	32 75
	" of L. Goodell, auctioneer, 15th April last,	49 03
28.	" received of James Filson auctioneer,	135 09
30.	" received of Lemuel Goodell,	47 78
		<hr/>
		\$86,562 78
July 1. To balance in the treasury carried to debit of new account,		\$55,562 06

The state of Michigan for receipts and disburdenments. Cr.
1836.

		Brought forward, \$	
	" "	G. R. Griswold,	60 00
8	" "	S. Axford,	41 14
	" "	W. H. Griswold,	3 00
	" "	R. B. Gibson,	25 72
	" "	S. P. Fletcher	52 13
	" "	A. Morton,	33 00
	" "	Moore & Chandler,	20 38
10	" "	E. J. Van Buren,	4 00
	" "	do. do.	25 00
15	" "	McArthur & Co.	8 31
	" "	S. W. Johuson,	422 01
	" "	Sec. of state,treas-	
	" urer, and auditor general,		300 00
	paid warrant favor S. McKean,		35 00
	" " A. E. King,		25 00
22	" " Garry Spencer,		41 14
24	" " A. Salmon,		90 25
	" " A. Brown,		6 00
25	" " M. Paulding,		27 72
	" " J. Bacon,		15 00
	" " F.H.Stevens fis-		
	" cal agent,		100 00
	" " C.C.Trowbridge		
	casheir of the Bank of Michigan,		4,054 45
	" " F. H. Stevens		
	pres. of the Michigan state Bank,		6,096 95
28	paid warrant favor R. Brown,		58 00
30	By balance in treasury carried down,		55,562 06

\$56,562 78

ROBERT ABBOTT, Aud. Gen. State of Michigan.
Detroit, July 1, 1836.

On motion of Mr. Whipple,

Ordered, That one hundred copies of the report of the auditor and one hundred copies of the report of the treasurer, one hundred copies of the bill entitled 'An act to regulate the deposits of public money approved June 23, 1836," be printed, also that the reports of the state treasurer and auditor be committed to the committee on state affairs, which was agreed to.

The speaker presented the following communication to the house.

Detroit, July 9th, 1836.

SIR:—

I have the honor to inform you, and through you the body over which you preside, that I have on this day, tendered to the executive my resignation as a member of the house of representatives of the state of Michigan,

Very respectfully, sir,

Your obedient servant,

J. J. GODFROY.

Hon. E. CONVIS,

Speaker of the House of Representatives State of Michigan.

On motion adjourned until to-morrow at 10 o'clock.

WEDNESDAY, July 12, 1836.

The roll being called, the following members were absent:

Messrs. Bradshaw, Burdick, Ely, Hutchins, G. Howe, Hart, King, Levake, Lothrop, Mead, Monfore, Miller, Moran, Smith, Williams.

The minutes of the previous meeting having been read,

The following petitions were presented and severally referred:

By Mr. Britton of Kent.

Sundry petitions from Philo Bates and other inhabitants of the county of Kent:

Referred to the committee on state affairs.

By Mr. Morse of Washtenaw,

A petition from Philo Bradley and other inhabitants of the town of Pitt, Washtenaw county,

Referred to the committee on the organization of townships and counties.

By Mr. Crossman,

A petition from Daniel Bagley and others inhabitants of the township of Dexter, county of Washtenaw,

Referred to the committee on state affairs.

By Mr. Heath,

A petition from Thomas Palmer and others praying for an increase of the capital stock of the St. Clair and Romeo railroad company.

The question being on motion of Mr. Lothrop to lay it on the table ;

It was lost.

On motion, referred to the committee on internal improvements.

On motion of Mr. Whipple of Wayne,

Resolved, That the committee on state affairs, be instructed to enquire into the expediency of passing a law to provide for the election of county and township officers in those counties and townships where elections were not holden pursuant to the constitution and laws of this state.

The following message was received from the senate through their secretary:

Mr. Speaker:—

In pursuance of the rules of the senate, I herewith transmit to the house of representatives a bill which has passed the senate, entitled,

‘A bill to authorize the treasurer of the state to pay certain military scrip,’

In which the senate respectfully ask the concurrence of the house.

The question being on motion of Mr. Richardson, to take up the bill from the senate entitled ‘A bill to authorize the treasurer of the state to pay certain military scrip.’

Mr. Whipple moved to amend the same by taking up the bill entitled ‘A bill to amend an act entitled an act to organize

the supreme court and establish circuit courts,' which was agreed to.

On motion the house resolved itself into committee of the whole, Mr. Alden in the chair, on the last above named bill, and after spending some time therein, the committee rose and reported the same back to the house with sundry amendments, which were concurred in.

Mr. Whipple moved to amend by striking out the second section of the bill and substituting the following in lieu thereof to stand as the third section; which was to.

3rd. All acts and parts of acts controvening the provisions of this act be and the same are hereby repealed.

Mr. Summers moved further to amend by inserting the following to stand as the second section, which was agreed to.

2nd. The chief justice shall receive one hundred dollars per annum in addition to the salary now provided for by law.

On motion the above bill was ordered to be engrossed and read a third time to-day.

The bill from the senate entitled 'A bill to authorize the treasurer of the state to pay certain military scrip,' being under consideration, was read the first and second time.

The 22nd rule being suspended,

Said bill was read a third time and passed.

Mr. Richardson moved for a reconsideration of the vote just taken on the passage of the bill, which was agreed to.

On motion of Mr. Feleh, the bill was laid upon the table.

Mr. Richardson called up the following resolution laid on the table by him on the 12th inst.

Resolved, That the message of the executive and the accompanying documents be referred to a select committee of five, with instructions to prepare and bring in a bill in conformity to the following principles, namely:

1. That on the day of 1836, the persons entitled to vote under the constitution of the state, shall as-

sebmle in the several townships for the purpose of voting by ballot upon the question 'whether a convention of delegates chosen in conformity to the act of congress providing for the admission of Michigan into the Union, shall assent to the conditions therein contained.' Those voting in the affirmative to put in a ballot with the word *Yes*, written or printed upon it, and those voting in the negative to put in a ballot with the word *No* written or printed upon it.

2. That at the same time the said voters so assembled shall elect delegates to said convention to be apportioned among the several counties and districts, as nearly as may, be in the ratio of the present representation in this house.

3. The ballots on which shall be written or printed *yes* or *no*, shall be returned to the office of secretary of state within a limited time, and the result ascertained in the manner as nearly as circumstances will permit, prescribed in the schedule of the constitution relating to the ratification thereof by the people.

4. The result of the votes for delegates to the convention to be ascertained in the manner prescribed by law for choosing representatives to this house.

5. The result of the balloting on the question of the assembling of the convention and assenting to the terms of the said law of congress, shall be made known by proclamation of the executive: and if the result be in the affirmative, he shall by proclamation require the delegates so elected, to meet at the capitol in Detroit on the day of 1836, for the performance of their duties, and not otherwise.

6. If the result shall be in the negative, the executive shall forthwith communicate that fact to the President of the United States.

The question being on motion of Mr. Whipple to commit the resolution to a committee of the whole.

Mr. Niles called for the yeas and nays, when it was decided in the affirmative as follows:

Yeas—Messrs. Alden, Brewer, Brown, Brownell, Britton,

Charter, Crossman, Dodge, O. Howe, Jackson, Lothrop, Morse, Mathews, Noyes, Sherman, Strong, Ullman, Wheeler, Whipple, (speaker).—20.

Nays—Messrs. Bolton, Ellenwood, G. Howe, Hill, Higley, Heath, Moran, Niles, Odell, Richardson, Summers, Tacles, Van Every.—13.

On motion of Mr. Felch the house resolved itself into a committee of the whole, Mr. Noyes in the chair, on the above resolution, and after spending some time therein, the committee rose and reported the resolution back to the house with the following amendment as a substitute for the original resolution.

Resolved, That so much of the governor's message as relates to the admission of Michigan into the union with the accompanying documents, be referred to a select committee of seven members, and that said committee report by bill or otherwise.

The question being upon concurring in the amendment made in committee of the whole, Mr. Niles called for the yeas and nays when it was decided in the affirmative as follows:

Yeas Messrs. Alden, Brown, Brownell, Britton, Crossman, Dodge, Ellenwood, Ferrington, O. Howe, Hill, Heath, Morse Matthews, Noyes, Sherman, Strong, Ullman, Van Every, Voorheis, Whipple, (speaker).—21.

Yeas—Messrs. Bolton Charter, Felch, G. Howe, Higley, Lothrop, Moran, Niles, Odell, Richardson, Summers, Tacles,—12.

Mr. Richardson moved further to amend by inserting the following, "with instructions to prepare and report a bill referring the question of assenting to the provisions of the act of congress relating to the admission of Michigan directly to the people."

Previous to the question on the motion of the adoption of the amendment being put,

Mr. Whipple called for the previous question, which was sustained.

The chair having stated, shall the main question be now put? Mr. Richardson called for the yeas and nays, when it was decided in the affirmative as follows.

Yeas—Messrs—Alden, Brown, Brownell, Britton, Bolton, Charter, Crossman, Dodge, Ellenwood, Ferrington, O. Howe, Hill, Lothrop, Morse, Matthews, Noyes, Sherman, Strong, Ullman, Van Every, Voorheis, Wheeler, Whipple, (speaker)
—24.

Nays—Messrs. Felch, G. Howe, Higley, Jackson, Moran, Niles, Odell, Richardsou, Summers, Tacles,—10

On motion the resolution was adopted.

The chair announced Messrs. Richardson, Whipple, Noyes, Lothrop, Alden, Felch, Matthews, as the committee to carry the provisions of the resolution into effect.

Mr. Morse gave notice that he should on to-morrow ask leave to bring in a bill to authorize the town council of the town of Ypsilanti to raise by tax a sum of money for certain purposes.

On motion adjourned until to-morrow at 10 o'clock A. M.

THURSDAY, July, 14, 1836.

The roll being called, the following members were absent:

Messr. Bradshaw, Burdick, Ely, Green, Hutchins, King, Levake, Lothrop, Mead, Monfore, Miller, Smith, Strong, Whipple, Williams.

The minutes of the previous meeting having been read,

The following petitions were presented and severally referred.

By Mr. Moran of Wayne,

A petition from M. Kundig and others, inhabitants of the county of Wayne.

Referred to the committee on Education.

By Mr. Whipple;

A petition from John Cronch and others, inhabitants of St. Joseph county.

Laid on the table.

By the Chair;

Sundry petitions from Sands McCamley and others.

Referred to the committee on the judiciary.

By Mr. Charter;

A petition from Elisha W. Sellew.

Referred to the committee on the judiciary.

Mr. Richardson, (the 21st rule being suspended,) asked and obtained leave to bring in a bill to authorize the judges of probate to grant licence to sell the real estate of minors and others.

The chair announced Messrs. Richardson, Niles, Tacles as the committee to bring in said bill.

Mr. Richardson from the committee appointed to bring in the above bill, reported the same to the house which was read the first and second time.

Mr. Summers from the committee on banks and incorporations, reported a bill to incorporate the Michigan Silk Growing and Manufacturing company which was read the first and second time.

On motion of Mr. Whipple of Wayne—

Resolved, That the reporters of the several papers in the state be permitted to take seats within the bar of the house.

On motion of Mr. Felch of Monroe.

Resolved, That the committee on university and school lands be instructed to enquire whether any trespasses or other depredations have been committed on said lands, & whether any legislation in relation to said lands is necessary at this session of the legislature, with leave to report by bill or otherwise.

The bill entitled 'A bill to amend an act entitled an act to organize the supreme court, and establish circuit courts,' being under consideration was read a third time and passed.

Mr. Jackson gave notice that he should on some future day

ask leave to introduce a bill to increase the per diem allowance on highway commutations.

Mr. Sherman from former notice given asked leave to introduce a bill to incorporate the St. Joseph county bank, to be located at Centreville.

The question being upon granting leave it was decided in the negative.

Mr. Hart gave notice that he should on some future day ask leave to introduce a bill to incorporate a company to construct a railroad from Pontiac to Lapeer county seat.

Mr. Green gave notice that he should on some future day ask leave to introduce a bill to incorporate a bank at Niles in Berrien county.

Mr. Odell moved for the appointment of an additional member of three on the committee on internal improvement which was agreed to.

The chair announced Messrs. Bolton, Alden, Brewer as the additional number to the committee.

Mr. Richardson also moved for the appointment of an additional number on the committee on state affairs, which was agreed to.

The chair announced Messrs. Moran, Whipple, Wheeler, Crossman, as the additional number on said committee.

The bill from the senate entitled, 'A bill to authorize the treasurer of the state to pay certain military scrip being under consideration,

On motion, it was recommitted to the committee on the militia.

A message and accompanying documents were received from the executive by Mr. Pritchette secretary of state.

To the House of Representatives—

At the last session of the legislature, an act was passed, reviving, and authorizing the executive to confirm the seat of justice in the county of Van Buren as located by commissioners in the year eighteen hundred and thirty-three. Previous however, to the passage of this law, commissioners had been

appointed to locate the seat of justice of said county, under the general act providing for the location of seats of justice, and had entered upon the duties of their offices. The result of their labors, has been the location of the seat of justice of the said county, at a point different from the location of the year eighteen hundred and thirty-three: in consequence of which I am compelled to refer the reports in both cases to the legislature, with a recommendation that the question be determined by law.

I avail myself of the opportunity now offered, to transmit to both houses the copy of an act of congress approved May 26, 1834, by which the preemption right to one quarter section of land, is secured to each of the counties in the states and territories of the United States for county purposes. I would suggest the propriety of dividing the state into counties in order to receive as far as practicable the benefit of this act; and to authorize by law the proper authorities of each county in the state, to carry its provisions into effect.

STEVENS T. MASON.

July 13, 1836.

Mr. Whipple moved that the first branch of the communication from the executive with accompanying documents be committed to the committee on the judiciary.

And also that the second branch of the same, with accompanying documents be committed to the committee on the organization of townships and counties, which was agreed to.

Mr. Green moved for the appointment of an additional member on the committee on the organization of townships and counties, which was agreed to.

The chair announced Messrs. Morse Felch, as the additional members of said committee.

On motion, adjourned until to-morrow at 10 o'clock A. M.

FRIDAY, July 15, 1836.

The roll being called, the following members were absent:

Messrs. Brewer, Britton, Ely, Hutchins, King, Levake, Lothrop, Monfore, Miller, Niles, Smith, Tacles, Van Every, Whipple, Williams.

The minutes of the previous meeting having been read,

The following petitions were presented and severally referred:

By Mr. Moran,

A petition from Louis Beaufit and others,—referred to the committee on internal improvements.

By Mr. Bolton,

A petition from John Smoe—referred to the committee on the judiciary.

By Mr. Sherman,

A petition from Wm. E. Russell and others, inhabitants of St. Joseph county, laid on the table.

The following communication was received from the senate through their secretary, as follows:

Mr. Speaker:—

I herewith transmit for the concurrence of the house of representatives, a resolution which has passed the senate relative to an adjournment of the legislature.

Mr. Richardson asked and obtained leave of absence for Mr. Ely of Allegan.

Mr. Alden asked and obtained leave of absence for Mr. Lothrop.

Mr. Summers asked and obtained leave of absence for his colleague, Mr. Tacles. for two days.

Mr. Dodge asked and obtained leave of absence for Mr. Bolton for to-morrow.

Mr. Ullman, from the committee on the militia, to whom was committed the bill from the senate entitled 'A bill to authorize the treasurer of the state to pay certain military scrip,' reported the same back to the house with sundry amendments, which were concurred in.

Mr. Noyes, from the select committee, to whom was referred so much of the governor's message as relates to the admission of Michigan into the Union, reported a bill entitled 'A bill to provide for calling a convention,' which was read the first and second time, and laid upon the table.

Mr. Green, from the committee on the organization of townships and counties, to whom was committed the bill entitled 'A bill to alter the name of the township of Pitt,' reported the same back to the house without amendment.

The 22nd rule being suspended,

Said bill was ordered to be engrossed and read a third time to-day.

Mr. Richardson upon leave granted, presented sundry petitions from Wm. Morris and others for an act of incorporation of a turnpike company—referred to the committee on internal improvements.

Mr. Morris from former notice given, asked and obtained leave to bring in a bill to authorize the town council of the town of Ypsilanti to raise by tax a sum of money for certain purposes.

The chair announced Messrs. Morse, Felch, Howe, as the committee to bring in said bill.

Mr. Morse, from the select committee appointed to bring in the above bill, reported the same to the house, which was read the first and second time, and committed to a committee of the whole.

Mr. Ullman, from former notice given, asked and obtained leave to bring in a bill to incorporate the stockholders of the bank of Constantine.

The chair announced Messrs. Ullman, Moran, Summers, as the committee to bring in said bill.

Mr. Sherman moved for a reconsideration of the vote taken yesterday, on his application for leave to introduce a bill to incorporate the St. Joseph county bank, at the village of Centerville, which was agreed to.

On motion leave was granted to introduce the above bill.

The chair announced Messrs. Sherman, Whipple, Van Every, as the committee to bring it in.

Mr. Green, from former notice given, asked and obtained leave to bring in a bill to incorporate the stockholders of the bank of Niles.

The chair announced Messrs. Green, Sherman, Odell, as the committee to bring in said bill.

Mr. Summers moved for the appointment of an additional number of three on the committee on banks and incorporations, which was agreed to.

The chair announced Messrs. Mathews, Mead, Britton, as the additional number on said committee.

The 21st rule being suspended,

Mr. Richardson asked and obtained leave to bring in a bill to organize township 5 N., R. 10 E., in Oakland county.

The chair announced Messrs. Richardson, Niles, Higley, as the committee to bring in said bill.

On motion of Mr. Crossman,

Resolved, That a committee of three be appointed to enquire into, and ascertain the cause of the delay of the publication of the laws of the last session of the legislature of the state of Michigan, and report the same to this house as soon as practicable.

The bill from the senate entitled 'A bill to authorize the treasurer of the state to pay certain military scrip,' being under consideration, was read a third time and passed.

Mr. G. Howe gave notice that he shall on some future day ask leave to bring in a bill to incorporate the Lenawee and Washtenaw mutual insurance company.

Mr. Whipple of Wayne gave notice that he should at a future day ask leave to bring in a bill to restrain the issuing and circulation of bank bills under a certain denomination.

Mr. Jackson gave notice that he should on to-morrow ask leave to introduce a bill to authorize the boards of inspectors of elections in the several townships in this state to hold elec-

tions at one or more different places other than that of holding town-meetings.

Mr. Richardson, from the select committee appointed to bring in the bill entitled 'A bill to organize township 5, north range 10 east, in Oakland county,' reported the same to the house, which was laid on the table.

The bill entitled 'A bill to alter the name of the township of Pitt,' being under consideration, was read a third time and passed.

On motion of Mr. Alden,

Resolved, That the committee on state affairs be instructed to inquire into the expediency of the legislature (at its present session) taking the preliminary measures to establish a penitentiary, and that they report by bill or otherwise.

On motion of Mr. Whipple,

Resolved, That the committee on education report to the house whether any law be necessary to give effect to the article in the constitution regarding the project of education.

A message was received from the senate through their secretary, as follows:

Mr. Speaker,—

I am directed by the senate to return to the house of representatives the bill entitled 'A bill to amend an act entitled an act to organize the supreme court and establish circuit courts,' with an amendment, in which they respectfully ask the concurrence of the house.

The bill entitled 'A bill to amend an act entitled an act to organize the supreme court and establish circuit courts,' with sundry amendments made thereto by the senate, was taken up and concurred in.

Mr. Ullman, from the select committee appointed to bring in the bill entitled 'A bill to incorporate the stockholders of the Bank of Constantine,' reported the same to the house.

On motion, the above bill was committed to the committee on banks and incorporations.

Mr. Sherman, from the select committee appointed to bring in the bill entitled 'A bill to incorporate the St. Joseph county

bank of the village of Centerville,' reported the same to the house, which was committed as above.

On motion of Mr. Morse,

Resolved, That the committee on internal improvements be instructed to inquire into the expediency of appointing commissioners to lay out a state road on the most eligible route from Ypsilanti to Adrian.

Resolved, That a communication from Wm. Moon and others, relating to said road, be referred to the same committee.

Mr. Green, from the select committee to whom it was assigned to bring in the bill entitled 'A bill to incorporate the stockholders of the Bank of Niles,' reported the same and moved it be referred to the committee on banks and incorporations; which was agreed to.

The speaker called for the consideration of the house upon the bill reported by the committee on internal improvements, at the last setting of the legislature, entitled 'A bill authorizing a loan of three millions of dollars on the credit of the state;' and, on motion of Mr. Whipple, said bill was committed to a select committee of five, with instructions to report as soon as practicable.

The chair announced Messrs. Whipple, Burdick, Alden, Niles, G. Howe, as said committee.

On motion, adjourned until to-morrow at 10 o'clock A.M.

SATURDAY, July 16, 1836.

The roll being called the following members were absent: Messrs. Alden, Brewer, Brownell, Green, Hutchins, King, Levake, Monfore, Miller, Smith, Sherman, Whipple, Williams,

The minutes of the previous meeting having been read, Mr. Matthews asked and obtained leave of absence for Mr. Alden.

Mr. Ullman asked and obtained leave of absence for his colleague, Mr. Sherman.

The chair presented a petition from Sands McCamley and others.

Referred to the committee on internal improvements.

Mr. Burdick gave notice that he should on some future day ask leave to bring in a bill to provide for holding courts in the county of Kent.

Mr. Ullman gave notice that he should on some future day ask leave to introduce a bill to incorporate the village of Constantine.

Mr. Odell from the committee on internal improvements to whom was committed the petition of Thos. Palmer and others, praying for an increase of the capital stock of the St. Clair and Romeo railroad company, reported that they consider it inexpedient to legislate further upon the subject at this time.

On motion the report was laid upon the table.

Mr. Whipple from the committee on education, to whom was referred the petition of M. Kundig and others made the following report which was laid upon the table.

The committee on education to which was referred the petition of the German association, asking legislative aid to effect the object of the association, report that the objects of the association are laudable, and the petitioners merit the approbation of their fellow citizens, for establishing an institution which must result in ameliorating the condition of those who leave their native country, and seek a home in the United States.

Your committee, however are not aware that the relief asked for can be extended to the association under existing circumstances. When the legislature shall have acted definitely on the subject, the association in question, will unquestionably participate in the benefit of the fund arising from school lands in common with others. But until legal provisions are adopted, it is not perceived that the legislature can extend relief in the mode indicated in the petition.

Your committee would earnestly recommend the continuance, if possible, of the association, with the hope, that eventually such provision for its support will be made as to ensure efficiency and permanency in its operation.

C. W. WHIPPLE,

Chr. Com. on Education.

Also to whom was referred a resolution of the house of representatives, instructing them to report to the house whether any law be necessary to give effect to the constitution regarding the subject of education, made the following report:

The committee on education to which was referred a resolution of the house of representatives, instructing them to report to the house whether any law be necessary to give effect to the constitution regarding the subject of education, report that they have had under consideration the constitutional provision referred to in the resolution, and are of opinion, that full and complete effect cannot be given at the present session of the legislature to the article respecting education. Upon a subject of such vital importance as that of education, it is important that the proceedings of the legislature should be guarded, and that no measure should be adopted without the gravest consideration.

The congress of the United States appreciating the vast importance of a universal diffusion of knowledge, so necessary to the very existence of a republican government, have granted to the state lands not only for supporting an extended system of common school instruction, but for the purposes also, of founding a university. The fund arising from this source will, with proper economy, and salutary guards, be amply sufficient to accomplish the effect of the grant, and extend to every person within the state the means of education.

The framers of the constitution of the state, seemed to have been impressed with the magnitude of the subject, and with a wise forecast have adopted an article intended to protect the fund arising from the source adverted to, from being diverted

from the object it was intended to foster, and have made other general provisions well adapted to attain the great end sought to be accomplished.

Your committee think it inexpedient at this time to recommend the adoption of any system of instruction, but have provided in the accompanying bill for collecting such information as will enable our successors to act understandingly on this branch of the subject; and it is hoped that an efficient and well digested system will be devised, and that, under such a system the intellectual and moral condition of the people of the state will be improved, their happiness promoted, and their liberties established on a firm foundation.

With these views your committee recommend the passage of the following bill as a preliminary measure, to be succeeded by the adoption of others of a more permanent character.

C. W. WHIPPLE,

Chr. Com. on Education.

Accompanied with a bill entitled 'A bill to define the duties of superintendant of public instruction, and for other purposes,' which was read the first and second time and, on motion, was committed to a committee of the whole, and made the special order of the day on Monday next at 11 o'clock, A.M.

Mr. Felch laid on the table the following resolutions:

Resolved, by the senate and house of representatives of the state of Michigan, That the governor be, and he is hereby, authorized and required to appoint two commissioners, whose duty it shall be to examine and ascertain the point where the line described as the northern boundary of the state of Ohio, in an act of congress entitled 'An act to settle and establish the northern boundary line of the state of Ohio,' touches the waters of Lake Erie on the Maumee bay; and further to ascertain if a line drawn due north-east from the point of intersection of said line with the waters of said lake or bay, to the northern boundary line of the United States, will touch

any portion of the eastern shore of this peninsula, and at what distance it will run from the principal points thereof; and that said commissioners report to the governor as soon as may be consistent.

Resolved, That said commissioners shall receive, as a compensation, the sum of dollars each per day, for their services; and the treasurer of the state is hereby authorized to pay them the amount of their account for said services, the same having been examined and audited by the auditor general, out of any money in the treasury not otherwise appropriated.

On motion of Mr. Richardson,

The house resolved itself into a committee of the whole, Mr. Felch in the chair, on the following bills:

'A bill to incorporate the Michigan silk growing and manufacturing company;'

'A bill to authorize the town council of the town of Ypsilanti to raise by tax a sum of money for certain purposes.'

And after spending some time therein, the committee rose and reported the 'Bill to authorize the town council of the town of Ypsilanti to raise by tax a sum of money for certain purposes,' back to the house without amendment.

Also reported the bill entitled 'A bill to incorporate the Michigan silk growing and manufacturing company,' back to the house with sundry amendments, which, on motion, were laid upon the table.

The 22nd rule being suspended.

On motion, the bill entitled 'A bill to authorize the town council of the town of Ypsilanti to raise by tax a sum of money for certain purposes,' was ordered to be engrossed and read a third time to-day.

Mr. Richardson, from the committee on enrollment, reported as correctly enrolled the bill entitled 'An act to amend an act entitled an act to organize the supreme court and establish circuit courts.'

Mr. Jackson, from former notice given, asked and obtained

leave to bring in a bill entitled 'An act to amend the act to regulate highways, approved April 17, 1823.'

Also a bill entitled 'An act to provide for holding elections.'

The chair announced Messrs. Jackson, Charter, Ellenwood, as the committee to bring in said bills.

Mr. Jackson, from the select committee appointed to bring in the above bills, reported the same to the house; which were, on motion, read the first and second time.

The bill entitled 'A bill to authorize the town council of the town of Ypsilanti to raise by tax a sum of money for certain purposes,' being under consideration, was read a third time and passed.

The chair announced Messrs. Crossman, Burdick, O. Howe, as the committee on the resolution adopted yesterday, to ascertain the cause of the delay of the publication of the laws passed at the last sitting of the legislature.

On motion, adjourned until Monday at 10 o'clock, A.M.

MONDAY, July 18, 1833.

The roll being called the following members were absent:

Messrs. Brownell, Dodge, Green, Hutchins, Hart, King, Levake, Mead, Monfore, Miller, Niles, Richardson, Smith, Summers.

The minutes of the previous meeting having been read,

Mr. Tacles presented a petition from H. R. Jerome and others, praying for an increase of the capital stock of the St. Clair and Romeo railroad company, which on motion was laid on the table.

Mr. O. Howe from the committee on university and school lands made the following report.

The committee on university and school lands in compliance with a resolution directing them to make certain inquiries relative to said lands, have had the same under consideration, and report that in their opinion the existing laws are sufficient for the purposes contemplated in said resolution,

and that no legislation on the subject is necessary at this time.

Mr. Lothrop moved that the report be accepted.

Mr. Noyes moved to amend by laying the report upon the table which was agreed to.

Mr. Felch called up the resolution laid on the table by him on the 16th instant, relative to appointing commissioners to examine the northern boundary line of the state of Ohio as established by a late act of congress, which after being read,

Mr. Noyes moved to amend the second resolution by filling the blank with three dollars which was agreed to.

The resolution as amended was adopted.

On motion of Mr. Whipple,

Resolved, That the committee on the judiciary report to this house whether any further legislation be necessary with a view to the location of any lands granted by congress to this state at its last session for any purpose whatever.

A Message was received from the senate through their secretary as follows.

Mr. Speaker—

In pursuance of the rules of the senate, I herewith transmit to the house of representatives, a bill which has passed the senate, entitled, 'A bill allowing the treasurer of the state to receive from the secretary of the treasury of the United States, deposits of public money,' in which they respectfully ask the concurrence of the house.

The following communication was received from the executive by Mr. Pritchette secretary of state :

To the House of Representatives—

I have this day approved and filed in the office of the secretary of state, an act entitled 'An act to amend an act entitled an act to organize the supreme court, and to establish circuit courts.'

STEVENS T. MASON.

July 16, 1836.

Mr. Burdick from former notice given, asked and obtain-

ed leave to bring in a bill entitled 'A bill to provide for holding courts in the county of Kent.'

Messrs. Burdick, Britton, Wheeler, were appointed the committee to bring in said bill.

Mr. Richardson from the committee on state affairs, to whom was referred sundry petitions and resolutions, reported the petition of certain inhabitants of the county of Ionia, also the petition of certain inhabitants of the county of Kent, also the petition of certain inhabitants of the townships of Dexter Washtenaw county, adverse to the prayer of the petitioners.

Also the resolution relative to taking the preliminary measures for establishing a penitentiary.

Also the resolution inquiring into the expediency of passing a law for the election of county and township officers.

On motion the report and accompanying documents were laid upon the table.

Mr. Whipple called up the report and resolution reported from the committee on state affairs instructing them to enquire into the expediency of passing a law for the election of county and township officers, which after being read,

On motion of Mr. Whipple,

The resolution was recommitted to the committee on state affairs with instructions to report a bill.

Mr. Burdick from the select committee to whom it was assigned to bring in the bill entitled 'A bill to provide for holding courts in the county of Kent,' reported the same to the house which was read the first and second time, and committed to a committee of the whole.

A message was received from the senate by their secretary as follows:

Mr. Speaker—

In pursuance of the rules of the senate, I herewith transmit to the house of representatives a bill which has passed the senate entitled, 'An ordinance relative to certain propositions made by the congress of the United States, to the leg-

islature of the state of Michigan, in which the concurrence of the house is respectfully asked.

The following communication was received from the executive by Mr. Pritchette secretary of state:

To the house of representatives—

I have this day approved and filed in the office of the secretary of state, an act entitled, 'An act to provide for the payment of the militia for their services in supporting the supremacy of the laws of Michigan, and for other purposes.'

STEVENS T. MASON.

July 18, 1836.

Mr. Richardson from the minority of the committee to whom was referred so much of the governor's message as relates to the admission of Michigan into the Union, made the following report accompanied with a bill entitled, 'A bill to provide for calling a convention of the people, and for other purposes.'

REPORT

Of the minority of the committee to whom so much of the governor's message was referred as relates to the admission of Michigan into the Union, under the conditions imposed by congress.

The majority of the committee to whom was referred so much of the governor's message as relates to the admission of Michigan into the union under the conditions imposed by congress, having determined to report a bill for calling a convention to give the assent of the people to the said conditions; the undersigned a minority of said committee beg leave to explain the reasons which induce them to dissent from the views of the majority.

The act of congress provides in effect that Michigan shall be admitted into the union on an equal footing with the original states, on condition that a convention of delegates chosen by the people, shall assent to a proposition contained in said act, to curtail her rightful limits on one side and to add a large extent of territory on the other.

It is scarcely necessary to say that the proposition to yield a strip of our domain on our southern border, so that congress may present it as a gift to the state of Ohio, involves a question which has long been agitated among our fellow citizens. The details and vicissitudes of the struggle with that powerful state, while she was endeavoring to wrest from us a portion of our territory which she now asks as a boon from congress, commence at a point of time early in the History of Michigan. In that contest almost every citizen has borne his part. In it our treasures have been spent. In it the patriotic spirit of a people, feeble, yet firm in the defence of their rights, has maintained a long and ardent struggle against fearful odds. We have protested, petitioned, remonstrated. We have held up the ordinance of '87 and the acts of congress as securing our rights; and to maintain them were well nigh drawing the sword in as righteous a cause as ever nerved the arm of those whose soil was invaded. We do not perceive evidence of any change of opinion among our citizens in relation to our rights. Indeed the very acts of congress as to our admission, seem to recognize all that we ever claimed. The very fact of annexing the condition under which it is proposed to call the convention shows that without our assent, even congress cannot and dare not attempt to change our boundaries. True it is that that body has passed a law unconditionally giving the disputed tract to Ohio. If that act be valid, which we deny, no assent of ours is necessary to perfect the title; nor can that assent be any thing but a degrading and servile submission imposed upon us, or an idle pageant to grace the triumph of a conquering state.

By virtue of the ordinance of '87, we have always claimed that we were secure in our rights as a state of the Union, whenever we should have sixty thousand free inhabitants, and should adopt a republican constitution and state government. Both of these conditions the acts of congress now in question acknowledge to have been performed. We are addressed as a state: our senators and representative in con-

gress are paid as similar officers from other states are paid—officers are appointed as for a state. Every thing shows that the plain common sense view of our rights as an organized state, governed by our own laws and entitled to the privileges of all other members of this great confederacy has been taken by the very body which imposes upon us the humiliating condition of calling a convention, not to deliberate upon the subject, not to change our constitutional limits so as to yield the tract in question, but simply for the purpose of *'giving the assent.'*

The bill reported by the majority of the committee, proposes to call a convention to give the assent required, and makes provisions for holding the same. The annexed bill, which the undersigned as a majority of said committee beg leave to report, provides first, to submit it to the people, *whether they will assent* to the condition by a direct vote of 'yes' or 'no;' and should the people thus decide, it further provides for the election of members, and the holding of the convention. In all questions of great and acknowledged importance, it accords with the genius of a republican government, to submit the question directly to the vote of the people. They who are most interested, ought to decide the question of yielding up their rights. In other words, when a question occurs which interests all, all should have a voice in its decision. If this position be well assumed, another question arises; what is the best method of obtaining the unbiased voice of the people? Should the question be submitted to the consideration of the people in primary assemblies, in the simplest form, such as 'whether the people will assent to those conditions,' each vote counts. The final canvass will clearly and unerringly show what is the public sentiment on the subject.

Should it, however, be granted that the one mode of obtaining the views of the people upon the point, were as liable to objections as the other, still the one proposed by the majority of the committee, may be opposed on the ground

that each portion of the state cannot, without a census being taken, have the precise number of delegates, and consequently the precise influence in the convention, to which it is justly entitled by its number of voters. For what data have this body before them by which they can determine a point so essential? In some of the counties great accessions have been made to their numbers since the last census was taken: in others, smaller:—and in some, very little. No other information regarding these matters can be obtained than what hearsay and conjecture can afford. Such a mode of proceeding then as that provided for in the bill of the majority of the committee; so liable to objections; so susceptible of abuse; so little likely to attain the desired result, the undersigned cannot approve. In a question of so great magnitude, and one on which the people are probably divided in opinion, and for aught we know, divided too in nearly equal proportions, the undersigned most unhesitatingly declare it to be their solemn conviction founded on the maturest deliberation they have been able to bestow upon the subject, that a full and fair expression of the popular will can in no other practicable way be elicited, than by referring the question directly to the people. To them then let the matter be sent. To their determination, it will be the duty of all to submit. The people of Michigan as a body are not behind those of any other state, in either spirit, patriotism or intelligence. This reference may then be made with the most perfect safety; and such a result may confidently be anticipated as will best comport with the honor, the dignity and the best interests of Michigan.

We have referred to our situation in relation to our southern boundary, for the purpose of exhibiting the important nature of the demand upon us for the proposed assent. It most materially affects our young republic by taking from it a valuable tract of land, and the best of water advantages upon an important river. It dismembers the southern tier of our counties. It disfranchises our citizens upon our borders, it

transfers them to another allegiance ; it thrusts upon us without our asking it, a bleak, a desolate, a sterile, uninhabitable, and in every sense, a worthless and worse than worthless region of country, having no natural political connexion with this peninsula, upon the borders of lake Superior.

Our constitution is by this act to be changed at the beck of a power which *in this matter* we do not acknowledge without going through the usual formalities, so as to apply to a country with entirely different limits from those described in its preamble.

The proposition moreover seems to imply the right of congress to interfere with the boundaries of the individual states, at least so far as to make propositions accompanied with a threat that on refusal to yield, our sacred and acknowledged rights shall be denied. The high stand which Michigan has heretofore taken on this question, has entitled her to the respect of all who have beheld her contests for her rights. We are now called upon quietly to surrender the position which we have hitherto maintained. We are called upon ourselves to assent by a convention to a pretended right of dismemberment, to which the heart and the honest judgment of every man in Michigan gives the denial. Expediency is the magic word by which we are to be deprived of our rights. The doctrine of expediency is presented to us, while we yet suffer from its unjust operation, as a principle which we are to sanction by yielding to its requisition, and giving our assent in favor of its work. And this bitter bill is presented to our lips gilded by appropriations of the public funds, *on condition that such assent be given !*

These considerations of the important consequences of the proposed assent, will show to every mind that no step should be taken in the matter but by direct reference to the people. The present legislature were chosen for other and different purposes. The question is one which this body should not attempt directly or indirectly to decide.

It does not follow because congress has proposed as a con-

dition, that a convention assent, that therefore we are bound to call a convention. Suppose they had seen fit in their wisdom, or had found it expedient for the furtherance of any favorite measure, to annex as a condition that we should change, in this manner our elective franchise, or our judicial system, or our mode of elections, or our laws of descent, would we call a convention to assent. If then there be no obligations upon us absolutely to call a convention, willing or unwilling, we have the undoubted right to deliberate and decide that question as our consciences shall dictate. By the bill proposed by the majority of the committee, this house is to decide to have a convention 'for the *purpose* of giving the assent.' When such high considerations are involved, the undersigned do believe the people themselves and not the legislature should say whether a convention should be called to assent or not. It may be that upon a full consideration, they will spurn the offer, and standing as before upon the justice of the cause, and trust the event to the dispensation of a *higher* tribunal. At all events, the question should be to them and not to us.

It is difficult to conceive of any object in calling a convention for the sole purpose proposed unless it should be determined by the people to assent to the condition. Should the people refuse to assent by their vote, under the act offered by the undersigned no convention would be called, and the expense of fifteen thousand dollars more or less consequent upon the holding of a convention would be saved. By the bill of the majority of the committee, without knowing whether an individual in that convention would be in favor of assenting, without knowing whether the community would not at once reject the proposal, we are to incur the expense and assume the responsibility of calling a deliberative assembly from all portions of the state to meet in this hall.

Let it not be said that the election provided for by the bill reported by the majority, will present the same question, as will the ballots which we propose to be taken. The one will

be a selection as to two or more rival sets of candidates—the other will be on a question of giving our assent—the one will bring up the question whether we shall go into the expense of a convention—the other, only who shall be members of that convention. The one whether we will consider the proposal through a convention, the other provides to go into a deliberation by a solemn convention to yield to the demand. The one is in fact a decision on the main question by the people themselves—the other a decision by the legislature on a matter never submitted by their constituents to their deliberation.

And the course which the undersigned recommend to be pursued, is neither without precedent nor high authority. How often, within the last half century has it happened in these United States, that matters much more complicated than this, have been thus referred to and have received the direct action of the people? Witness the various constitutions, both original and amended, of our sister states; and we may refer too, to the question agitated so much in a neighboring state in the year 1824, whether the electors of president and vice-president should be chosen by general ticket or otherwise; which questions have without serious opposition received such a direction as the undersigned conceive should be given to the question of assenting proposed by the act of congress. Upon what principles, it may be asked, or for what cause was it, that such reference has been so repeatedly made? On none other, it may be presumed, than that the sovereign power resides in the people; that the questions were such as necessarily to have a direct, a deep, and abiding effect upon their interests and happiness.

If then it be proper so to refer any question: if experience has thus far demonstrated the safety and policy of such a measure; if in so complicated a question as that which the adoption of the whole constitution presents, it has been found to possess a salutary tendency to submit it to the people; what objects supported by a satisfactory course of reasoning,

can be urged against giving this single, this insulated question, that direction?

In recommending then, as the undersigned now do, the annexed bill to the consideration of the house, the undersigned, in closing this report would remark, that while they thus present to the house their views of the matters submitted to the committee, they have the satisfaction of learning by a reference to the message of the executive, that those views are therein expressed, in a better form perhaps, but in substance the same. His excellency remarks, 'Our duty, fellow citizens, is to refer the subject to the only tribunal competent to determine it. That tribunal is the people. Their decision it is our duty to abide. That their rights have been violated, cannot be doubted; and it is for them to decide what course shall now be pursued.'

O. D. RICHARDSON,
E. H. LOTHROP,
A. FELCH.

Which after being read,

Mr. Richardson moved that the report and bill of the majority and the report and bill of the minority be committed to a committee of the whole and printed and made the order of the day for to-morrow.

Mr. Whipple moved to amend by suspending the special order of the day and referring the report of the minority and report and bill of the majority to a committee of the whole and made the special order of the day for to-morrow, which was agreed to.

The bill from the senate entitled 'An ordinance relative to certain propositions made by the congress of the United States,' was taken up and read the first and second time and committed to the committee on state affairs.

The bill from the senate entitled 'A bill empowering the treasurer of the state to receive from the secretary of the treasury of the United States deposits of public money,' was taken up and read the first and second time and committed as above.

On motion of Mr. Felch the house resolved itself into a committee of the whole, Mr. Jackson in the chair on the bill entitled 'A bill to define the duties of superintendent of public instruction and for other purposes,' and after spending some time therein the committee rose and reported the bill back to the house with sundry amendments.

On motion, adjourned to 4 o'clock, P.M.

AFTERNOON SESSION.

The bill entitled 'A bill to define the duties of superintendent of public instruction, and for other purposes,' reported from the committee of the whole, with sundry amendments, was taken up and concurred in.

After sundry amendments, said bill was ordered to be engrossed and read a third time to-morrow.

Mr. Jackson asked and obtained leave of absence for Mr. Charter, for the remainder of the week.

On motion of Mr. Jackson,

The house resolved itself into a committee of the whole, Mr. Lothrop in the chair, on the following bills:

'A bill to provide for holding courts in the county of Kent;'

'An act to amend the act to regulate highways, approved April 17, 1836;'

'An act to provide for holding elections.'

And after spending some time therein the committee rose and reported the several bills back to the house, with sundry amendments, which were concurred in.

On motion of Mr. Noyes, the bill entitled 'An act to amend the act to regulate highways, approved April 17, 1833,' was recommitted to a committee of five, consisting of Messrs. Noyes, Jackson, Alden, Bolton, Wheeler.

The 22d rule being suspended,

On motion of Mr. Lothrop, the bill entitled 'An act to provide for holding elections,' was read a third time and passed.

On motion, the bill entitled 'A bill to provide for holding courts in the county of Kent, was ordered to be engrossed and read a third time to-morrow.

Mr. Hart gave notice that he should, on a subsequent day, ask leave to introduce a bill authorizing the commissioners of highways to tax all lands which may be entered at any of the land offices of the state, previous to the 1st day of October, 1836; and also to authorize the boards of supervisors, at their annual meeting in October, to correct the assessment rolls so as to include the taxes on all lands which may be entered previous to the 1st of October next.

Mr. Noyes gave notice that he should, on some future day, ask leave to bring in a bill to authorize the trustees of the first Presbyterian society of Calhoun county, to convey certain real estate.

Mr. Bolton asked and obtained leave of absence for Mr. Lothrop, for the remainder of the week.

Mr. G. Howe asked and obtained leave of absence for Mr. Dodge for to-day.

On motion, adjourned until to-morrow at 10 o'clock A.M.

TUESDAY, July 18, 1836.

The roll being called the following members were absent: Messrs. O. Howe, Hart, King, Levake, Miller, Niles, Smith, Whipple, Williams.

The minutes of the previous meeting having been read,

Mr. Monfore presented a petition from Abel Warren and others for the incorporation of a certain association therein named.

Referred to the committee on banks and incorporations.

Mr. Odell from the committee on internal improvements, to whom was referred the petition of Thos. Palmer and others, praying for an increase of the capital stock of the St. Clair and Romeo railroad company, reported that they deem it inexpedient to legislate upon the subject at this time.

Also the petition from B. B. Morris and others praying for an incorporation for a turnpike company, reported adverse to the prayer of the petitioners.

Also the petition from sundry inhabitants of the township

of Hamtramck praying for legislative aid, to establish a certain road, reported adverse to the prayer of the petitioners.

Also the petition from sundry inhabitants of the township of Milton, Calhoun county, reported adverse to the prayer of the petitioners.

Also reported a bill entitled 'A bill to appoint commissioners to lay out a state road from Ypsilanta to Adrian.'

On motion the report and accompanying documents were laid on the the table.

Mr. Lothrop from the committee on banks and incorporations, made the following report:

The committee on banks and incorporations, to whom was referred 'A bill to incorporate the stockholders of the bank of Niles,' and a bill to incorporate the stockholders of the bank of Constantine; also a bill to incorporate the St. Joseph county bank at the village of Constantine, have had the same under consideration, and beg leave to report, that the petitioners for the several banks above named, have not complied with the provisions of an act passed at the last session of the legislature, requiring notice to be given in certain cases, consequently it would be improper to act on said applications at this session of the legislature.

Your committee would respectfully submit the following resolution:

Resolved, That the committee be discharged from the further consideration of the above named bills, and that they be placed on the files of this house.

The question being on the acceptance of the report, Mr. Ullman called for the yeas and nays.

Mr. Summers moved to amend by recommitting the report to the committee on banks and incorporations.

The question being for recommitting the report,

Mr. Richardson called for a division when it was decided in the affirmative.

Mr. Richardson from the committee on state affairs to whom was committed the bill from the senate entitled 'An or-

dinance relative to certain propositions made by the congress of the United States to the legislature of the state of Michigan,' also, the bill entitled, a bill empowering the treasurer of the state to receive from the secretary of the treasury of the United States deposits of public money,' reported the same back to the house without amendment.

Mr. Noyes from former notice given, asked and obtained leave to bring in a bill entitled, 'An act to enable the trustees of the first presbyterian society of Calhoun county to sell and convey certain real estate.'

The chair announced Messrs. Noyes, Felch, Wheeler as the committee to bring in said bill.

Mr. Odell gave notice that he should on a subsequent day, ask leave to introduce a bill, authorizing the administrator of the estate of James Odell, late of St. Joseph county, dec., to convey to Wm. Baker a certain tract of land.

The engrossed bill entitled 'A bill to define the duties of superintendant of public instruction and for other purposes,' being under consideration for a third reading,

On motion of Mr. Alden said bill was laid upon the table.

On motion of Mr. Richardson the bill entitled 'A bill to authorize the judges of probate to grant license to sell the real estate of minors and others,' was taken up, and read and on motion was ordered to be engrossed and read a third time to-day.

The 22nd rule being suspended,

The above bill being under consideration, was read a third time and passed.

The question being on postponing the special order of the day, it was lost.

On motion, the vote was reconsidered, when the special order of the day was postponed.

The bill entitled 'A bill to incorporate the Michigan silk growing and manufacturing company,' with sundry amendments made in committee of the whole, was taken up, and the amendments were concurred in.

Mr. Felch moved further to amend by inserting the following at the close of the 11th section; which was agreed to.

And said corporation may be dissolved by consent at any time at a general meeting of the stockholders specially called for that purpose, *provided*, that at least three fourths in value shall be present or represented therein, and upon dissolution of said corporation, the directors for the time being, shall be trustees for settling all the affairs of the company, and making a dividend among the stockholders in proportion to their respective interests, and *provide* moreover, that no such dividend shall be made until after all debts and liabilities of said corporation shall be discharged. And the stockholders composing said company shall at all times be individually responsible to the extent of their respective shares of stock in said company.

Mr. Richardson moved further to amend by inserting the following at the close of the 14th section which was agreed to.

And when any execution shall be issued against the personal property of any such individual member, and the creditor is desirous that the same should be levied upon the property of such debtor in the said corporate funds, the officer to whom such execution may be directed, shall levy the same by leaving with the president of said company an attested copy of such execution, and a written notice, that the said execution is levied upon the property of the said debtor, in the said corporate funds; and such property, thus levied upon, shall be sold in the same manner as is or shall by law be provided for the sale of personal property taken in execution: & such corporate funds, thus levied upon and sold, shall be transferred to the purchaser by entering in the proper book of such corporation a copy of the said execution, and a statement of the sale of such property by virtue thereof, which entry the officer serving such execution shall be permitted to make: *Provided*, That no property, vested in the said corporate funds, shall be thus taken and sold until all

debts due to the said company by such debtor, either as drawer or endorser of any note, or otherwise, shall be fully paid and discharged; and upon any execution being levied upon any shares in said corporate funds, it shall be the duty of the president of said company to expose the proper book of the corporation to the officer, and to furnish him with a certificate, under his hand, of his official capacity, stating the number of shares the debtor holds in the said corporate funds and the amount of dividends thereon due.

On motion the above bill was ordered to be engrossed and read a third time.

On motion of Mr. Burdick the house resolved itself into a committee on the whole, Mr. Richardson in the chair, on the following bills from the senate:

‘A bill empowering the treasurer of the state to receive from the secretary of the treasury of the United States, deposits of the public moneys.

‘An ordinance relative to certain propositions made by the congress of the United States to the legislature of the state of Michigan,’ and after spending some time therein, the committee rose and reported the first named bill back to the house without amendment.

Also reported the bill entitled ‘An ordinance relative to certain propositions made by the congress of the United States to the legislature of the state of Michigan,’ back to the house with an amendment which was concurred in.

Mr. Whipple moved further to amend by inserting before the words ‘five hundred thousand acres’ the words ‘not less than,” which was agreed to.

On motion said bill was ordered to be read a third time.

The bill entitled ‘A bill empowering the treasurer of the state to receive from the secretary of the treasury of the United States, deposits of the public money,’ being under consideration, was ordered to be read a third time.

The bill entitled ‘A bill to provide for holding courts in the

county of Kent,' being under consideration, was read a third time.

On motion said bill was laid on the table.

The engrossed bill entitled 'A bill to provide for holding elections,' being under consideration, was read a third time and passed.

On motion adjourned until 3 o'clock P.M.

AFTERNOON SESSION.

Mr. Noyes from the select committee appointed to bring in the bill entitled 'An act to enable the trustees of the first Presbyterian society of Calhoun county, to sell and convey certain real estate,' reported the same to the house, which was read the first and second time.

Also, from the select committee to whom was committed the bill entitled 'An act to amend the act to regulate highways, approved April 17, 1833,' reported the same back to the house with an amendment which was concurred in.

Mr. Whipple from the select committee to whom was committed the bill entitled 'A bill authorizing a loan of three millions of dollars on the credit of the state,' reported as a substitute, a bill entitled 'A bill to authorize the governor to negotiate a loan and for other purposes,' which was read the first and second time.

Also, to whom was committed a resolution instructing said committee, reported a bill entitled 'A bill to authorize the appointment of commissioners to locate certain land granted to this state,' which was read the first and second time.

Also, from the committee on the judiciary, reported a bill entitled 'A bill to authorize certain persons to convey lands,' which was read the first and second time.

Mr. Hart, from former notice given, asked and obtained leave to bring in a bill to authorize the boards of supervisors and commissioners of highways to tax certain lands and for other purposes.

The chair announced Messrs. Hart, Van Every, Whipple, as the committee to bring in said bill.

The bill entitled 'An act to amend the act to regulate highways, approved April 17, 1833,' being under consideration.

Mr. Burdick moved to amend the same by inserting the following :

That the commissioners of highways for their several townships are hereby authorized to cause such highway labor as may arise from the assessment of real estate to be expended in the district where such real estate is situated whether the same is owned by residents of said town or otherwise.

The question being upon concurring in the above amendment, it was negatived.

Mr. Jackson moved further to amend by striking out the words 'twenty-five cents' in the 6th line 1st section, which was agreed to.

Mr. Richardson moved further to amend by inserting the following to stand as the 4th section, which was agreed to.

Sec. 4th. That so much of the 5th section of the act to which this act is amendatory, as provides that no person be assessed to work on the highways more than fifty days in any one year, be and the same is hereby repealed.

On motion said bill was ordered to be engrossed and read a third time.

On motion of Mr. Whipple, the house resolved itself into a committee of the whole, Mr. Burdick in the chair, on the bill entitled 'A bill to provide for the calling a convention.'

Also, on the report of the minority of the committee to whom so much of the governor's message was referred as relates to the admission of Michigan into the Union under the conditions imposed by congress,' and after spending some time therein, the committee rose and reported the bill back to the house with sundry amendments, which were concurred in.

Mr. Lothrop moved to amend by inserting the following, which was agreed to.

'The county of Allegan, and the unorganized counties of Barry shall form the twenty-first election district, and shall be entitled to elect one delegate.'

Also, further to amend by inserting the following to stand as the 1st, 2nd, and 3rd sections to the bill :

Sec. 1. *Be it enacted by the senate and house of representatives of the state of Michigan,* That the qualified electors of said state, be and they are hereby authorized to meet in their respective townships, on the day of next, to vote upon the question whether the people will assent to the proposition made by congress for the admission of the state of Michigan into the union on certain conditions, agreeably to the provisions of an act of congress entitled 'An act to establish the northern boundary of the state of Ohio, and for the admission of the state of Michigan into the union on the conditions therein expressed,' passed June 23, 1836.

Sec. 2. Said meeting shall be notified and conducted in the manner prescribed, and by the officers designated as inspectors of election, as required by the existing laws of this state for meeting to elect representatives to the state legislature. And at said meeting, those voting in the affirmative on said question shall give in their ballots whereon shall be written the word 'yes,' and those voting in the negative shall give in their ballots whereon shall be written the word 'no ;' and the result of said vote duly certified in the manner provided for the return of election, (as near as may be,) shall be made to the secretary of state on or before the day of next.

Sec. 3. If a majority of all the votes given and duly returned to the office of secretary of state, shall be found on said day of to be in favor of giving such assent, then, and not otherwise, it shall be the duty of the governor of Michigan, to issue his proclamation announcing such result, and calling for an election of delegates to a convention for the sole purpose aforesaid, which election shall be held as hereinafter provided.

The question being on concurring in the above amendment—it was decided by yeas and nays, in the negative, as follows :

Yeas—Messrs. Bolton, Felch, G. Howe, Higley, Heath, Jackson, Lothrop, Monfore, Moran, Niles, Odell, Richardson, Strong, Summers, Tacles, Williams.—16.

Nays—Messrs. Alden, Brewer, Brown, Bradshaw, Brownell, Britton, Crossman, Dodge, Ellenwood, Ferrington, O. Howe, Hill, Hart, Morse, Mathews, Noyes, Voorheis, Wheeler, Whipple, (speaker).—20.

Mr. Felch moved further to amend by inserting the following to stand as the 5th section.

Sec. 5. That at the time of holding the election aforesaid the officers presiding at the several township meetings respectfully shall keep a ballot box and receive therein the votes of the legally qualified voters of such township on the question whether said state of Michigan will assent to the condition of admission into the union proposed by congress in said act, and those assenting to said condition shall give in ballots with the word 'Yes' written thereon, and those dissenting shall give in ballots with the word 'No' written thereon. And the result of such ballot shall in all cases be duly returned and certified to the office of secretary of state in manner provided in this act for the return of the votes for delegates and the result of such vote, as it shall appear by the aggregate of the returns thereof, to the office of secretary of state shall be duly made and certified by the governor of this state to the convention to be held agreeably to the provisions of this act.

The question being on the adoption of the above amendment it was decided by the yeas and nays in the affirmative as follows:

Yeas—Messrs. Alden, Brown, Bradshaw, Brownell, Britton, Burdick, Bolton, Crossman, Dodge, Ellenwood, Felch, Ferrington, O. Howe, G. Howe, Hill, Higley, Heath, Hart, Jackson, Lothrop, Morse, Monfore, Moran, Noyes, Niles, Odell, Richardson, Strong, Summers, Tacles, Voorheis, Wheeler, Whipple, Williams, (speaker).—35.

Nays—Mr. Brewer,—1.

Mr. Hill Moved further to amend by striking out the words "capitol in the city of Detroit," in the 4th section 1st line, and insert the words "court house in the village of Ann Arbor Washtenaw county," in lieu thereof.

The question being on the adoption of the above amendment it was decided by the yeas and nays in the affirmative as follows:

Yeas—Messrs. Alden, Brewer, Britton, Burdick, Bolton, Crossman, O. Howe, G. Howe, Hill, Higley Heath, Jackson, Lothrop, Morse, Matthews, Strong, Wheeler, Whipple, (speaker,)—19.

Nays—Messrs. Brown, Bradshaw, Brownell, Dodge, Ellenwood, Felch, Ferrington, Hart, Monfore, Moran, Noyes, Niles, Odell, Richardson, Summers, Tacles, Voorheis, Williams,—18.

On motion, the above bill was ordered to be engrossed and read a third time.

Mr. Moran called up the petition from the table from sundry inhabitants of Hamtramk reported by the committee on internal improvements adverse to the prayer of the petitioners, and moved it be recommitted to a committee of five, which was agreed to.

The chair announced Messrs. Moran, Whipple, Richardson, Niles, Hart, as said committee.

Mr. Felch laid on the table the following resolution:

Resolved, (if the senate concur,) That the legislature will adjourn on Thursday the 21st inst., sine die.

On motion adjourned till to-morrow at 10 o'clock, A.M.

WEDNESDAY, July 20, 1836.

The roll being called, the following members were absent: Messrs. Alden, Brown, Bradshaw, Brownell, Britton, Burdick, Bolton, Crossman, Dodge, Ellenwood, Ferrington, O. Howe, G. Howe, Hill, Higley, Heath, Hart, Jackson, Morse, Mathews, Monfore, Moran, Noyes, Odell, Richardson, Strong, Ullman, Van Every, Voorheis, Wheeler.

The minutes of the previous meeting having been read,

Mr. Hart, from the select committee to whom it was assigned to bring in the bill entitled 'A bill to authorize the boards of supervisors and commissioners of highways to tax certain lands, and for other purposes,' reported the same to the house, which was read the first and second time.

Mr. Felch asked and obtained leave of absence for Mr. Hutchins, of Lenawee, after to-day.

A message was received from the senate by their secretary as follows:

Mr. Speaker—

In pursuance of the rules of the senate, I herewith transmit for the concurrence of the house of representatives, a bill which has passed the senate, entitled 'A bill to provide for the election of delegates to a convention.'

Mr. Mathews asked and obtained leave of absence for Mr. Brewer.

Mr. Felch called up the resolution laid on the table by him yesterday, fixing the time of adjournment; and moved its adoption.

Mr. Richardson, moved to amend the same by laying it on the table; which was agreed to.

The bill from the senate entitled 'A bill to provide for the election delegates to a convention,' was taken up, and, on motion of Mr. Whipple, was read the first and second time and committed to a committee of the whole.

The engrossed bill entitled 'A bill to incorporate the Michigan silk growing and manufacturing company,' coming under the general order of the day, was taken up for its third reading.

The question being on filling the blank in the twelfth line first section,

Mr. Richardson moved to insert 'two townships.'

The question being on the above amendment, it was decided by yeas and nays in the negative, as follows:

Yeas—Messrs. Cressman, Hart, Moran, Richardson, Sammers, Ullman, Williams—7.

Nays—Messrs. Alden, Brown, Bradshaw, Britton, Burdick, Bolton, Dodge, Ellenwood, Felch, Ferrington, Hutchins, O. Howe, G. Howe, Hill, Higley, Jackson, Lothrop, Mathews, Monfore, Noyes, Niles, Odell, Strong, Tacles, Van Every, Wheeler, Whipple, (speaker)—27.

Mr. Richardson moved to insert the words 'one township,' which was agreed to.

Mr. Lothrop moved to fill the blank in the second section second line, with the word one; which was agreed to.

Mr. Alden moved to fill the blank in the sixth line, with the word 'two;' which was agreed to.

Said bill having been read a third time,

Mr. Lothrop moved that the further consideration of the same be postponed until the next session of the legislature.

The question being on the motion to postpone.

Mr. Whipple called for the previous question, which was sustained.

The question being on the final passage of the bill, it was decided by yeas and nays in the negative, as follows:

Yeas—Messrs. Crossman, Ellenwood, Felch, O. Howe, Hill, Hart, Morse, Monfore, Niles, Richardson, Summers, Ullman, Whipple, Williams—14.

Nays—Messrs. Alden, Brown, Bradshaw, Brownell, Britton, Burdick, Bolton, Dodge, Ferrington, Green, Hutchins, G. Howe, Jackson, Lothrop, Mead, Mathews, Noyes, Odell, Strong, Van Every, Voorheis, Wheeler, (speaker)—23.

The engrossed bill entitled 'A bill to define the duties of superintendant of public instruction, and for other purposes,' was taken up for its third reading.

The question being on adjournment, it was lost.

On motion of Mr. Whipple, the first blank in the above bill in the twelfth section third line, was filled with 'four hundred.'

Also the blank in the second line thirteenth section, was filled with the words 'five hundred.'

Said bill, as amended, passed.

Mr. Felch presented a petition from Francis Crusino, and moved its reference to the committee on the judiciary, which was agreed to.

On motion adjourned to 3 o'clock, P.M.

AFTERNOON SESSION.

The bill from the senate entitled 'A bill empowering the treasurer of the state to receive from the secretary of the treasury of the United States deposits of public money,' being under consideration, was read a third time and passed.

Also the bill entitled 'An ordinance relative to certain propositions made by the congress of the United States to the legislature of the state of Michigan,' being under consideration, was read a third time and passed.

The engrossed bill entitled 'A bill to amend the act entitled an act to regulate highways, approved April 17, 1833,' being under consideration,

On motion of Mr. Summers, laid on the table.

The engrossed bill entitled 'A bill to provide for the calling a convention,' being under consideration,

On motion of Mr. Noyes, laid on the table.

On motion, the house resolved itself into a committee of the whole, Mr. Jackson in the chair, on the bill from the senate entitled 'A bill to provide for the election of delegates to a convention.'

And after spending some time therein, the committee rose and reported the bill back to the house with sundry amendments, which were concurred in.

Mr. Felch moved further to amend by inserting the following:

That at the time of holding the election aforesaid, the officers presiding at the several township meetings respectively, shall keep a ballot box and receive therein the votes of the legally qualified voters of such township, on the question whether said state of Michigan will assent to the condition of admission into the Union proposed by congress in said act; and those assenting to said condition shall give in ballots with

the word 'yes' written or printed thereon, and those dissenting shall give in ballots with the word 'no' written thereon. And the result of such ballot shall in all cases be duly returned and certified to the office of the secretary of state, in manner provided in this act for the return of the votes for delegates. And the result of such vote as it shall appear by the aggregate of the returns thereof to the office of the secretary of state, shall be duly made and certified by the governor of this state to the convention to be held agreeably to the provisions of this act.

The question being on the adoption of the above amendment, it was, on motion of Mr. Summers, decided by yeas and nays in the affirmative, as follows:

Yeas—Messrs. Brown, Brownell, Burdick, Ellenwood, Felch, Green, G. Howe, Higley, Heath, Jackson, Mead, Morse, Monfore, Moran, Niles, Odell, Richardson, Strong, Summers, Voorheis, Whipple, Williams, (speaker)—23.

Nays—Messrs. Alden, Brewer, Bradshaw, Crossman, Dodge, Ferrington, Hutchins, O. Howe, Hill, Mathews, Noyes, Ullman, Van Every, Wheeler—14.

The 22nd rule being suspended,
Said bill was read a third time.

The question being on its final passage, it was, on motion of Mr. Hutchins, decided by yeas and nays in the affirmative, as follows:

Yeas—Messrs. Alden, Brewer, Brown, Bradshaw, Brownell, Britton, Burdick, Crossman, Dodge, Ellenwood, Felch, Ferrington, Green, Hutchins, O. Howe, G. Howe, Hill, Heath, Hart, Jackson, Mead, Morse, Mathews, Monfore, Moran, Noyes, Niles, Odell, Richardson, Strong, Summers, Ullman, Van Every, Voorheis, Wheeler, Whipple, Williams, (speaker)—38.

Nays—0.

Mr. Richardson asked and obtained leave of absence for Mr. Burdick, of Kalamazoo.

Mr. Felch asked and obtained leave of absence for Mr. Mead.

Mr. Odell, from former notice given, asked and obtained leave to bring in a bill entitled 'A bill to authorize the administrator of the estate of James S. Odell, late of St. Joseph county, deceased, to convey by deed the title of certain lands to Benjamin Carr.'

The chair announced Messrs. Odell, Whipple, Ullman, as the committee to bring in said bill.

Mr. Whipple, from the committee on the judiciary, reported a bill entitled 'A bill to enable Francis Cousino to execute a deed,' which was read the first and second time.

The 22d rule being suspended,

Said bill was ordered to be engrossed and read a third time to-day.

The engrossed bill, as above, being under consideration, was read a third time and passed.

On motion of Mr. Noyes, the engrossed bill entitled 'A bill to enable the trustees of the first Presbyterian society of Calhoun county to sell and convey certain real estate,' was taken up and read a third time and passed.

Mr. Odell, from the select committee to whom it was assigned to bring in the bill to authorize the administrator of the estate of James S. Odell, late of St. Joseph county, deceased, to convey by deed the title of certain lands to Benjamin Carr,' reported the same to the house, which was read the first and second time.

The 22nd rule being suspended,

Said bill was ordered to be engrossed and read a third time to-day.

The engrossed bill, as above, being under consideration, was read a third time and passed.

Mr. Morse called up the bill from the table, reported from the committee on internal improvements, entitled 'A bill to appoint commissioners to lay out a state road from Ypsilanti

to Adrian;' which, on motion, was read the first and second time.

The 22d rule being suspended,

Said bill was ordered to be engrossed and read a third time to-day.

The engrossed bill, as above, being under consideration, was read a third time and passed.

The engrossed bill entitled 'A bill to amend the act entitled an act to regulate highways, approved April 17, 1833,' being under consideration, was read a third time and passed.

The 21st rule being suspended,

Mr. Hutchins asked and obtained leave to bring in a bill to legalize the classification of Justices of the Peace in certain cases. }

The chair announced Messrs. Hutchins, Burdick, Felch, as the committee to bring in said bill.

Mr. Hutchins, from the select committee to whom it was assigned to bring in the bill entitled 'A bill to legalize the classification of Justices of the Peace in certain cases,' reported the same to the house, which was read the first and second time and made the special order of the day for to-morrow.

On motion, adjourned until to-morrow at 10 o'clock A.M.

THURSDAY, July 21, 1836.

The roll being called, the following members were absent: Messrs. Alden, Brown, Bradshaw, Brownell, Britton, Bolton, Dodge, Ellenwood. Felch, Ferrington, O. Howe, G. Howe, Higley, Heath, Jackson, Morse, Mathews, Moran, Noyes, Niles, Odell, Richardson, Summers, Tacles, Ullman, Voorheis, Whipple.

The minutes of the previous meeting having been read, Mr. Moran presented a petition from Anthony Dequindre and Geneveve Ann Dequindre, for authority to sell certain real estate, and moved its reference to the committee on the judiciary; which was agreed to.

Also, from the select committee to whom was committed

the petition of sundry inhabitants of Hamtramck, reported a bill entitled, 'A bill to extend Jefferson Avenue to the intersection of the present Grose Point road on Lake St. Clair,' which was read the first and second time.

The 21st rule being suspended.

Mr. Whipple asked and obtained leave to bring in a bill entitled 'A bill to amend an act entitled an act to establish a court of chancery, and for other purposes.'

Also a bill entitled 'A bill to amend an act entitled an act to amend an act to establish a supreme court and organize circuit courts.'

The chair announced Messrs. Whipple, Moran, Van Every, as the committee to bring in said bill.

Mr. Whipple, from the select committee appointed to bring in the above bills, reported the same to the house, which were read the first and second time and made the special order of the day for to-morrow.

On motion, the house resolved itself into a committee of the whole, Mr. Alden in the chair, on the following bills:

'A bill to authorize the appointment of commissioners to locate certain land granted to the state;'

'A bill authorizing the governor to negotiate a loan for the state, and for other purposes.'

And after spending some time therein the committee rose, when Mr. Whipple moved a call of the house.

A quorum being present.

The house again resumed the consideration in the committee of the whole on the above bills; and after spending some time therein, the committee rose and reported the same back to the house with sundry amendments, which were concurred in.

On motion, the bill entitled 'A bill authorizing the governor to negotiate a loan for the state, and for other purposes,' was laid upon the table.

The bill entitled 'A bill to authorize the appointment of

commissioners to locate certain lands granted to this state,' being under consideration.

The 22d rule being suspended,

Said bill was ordered to be engrossed and read a third time to-day.

On motion, adjourned to 3 o'clock, P.M.

AFTERNOON SESSION.

The engrossed bill entitled, 'A bill to authorize the appointment of commissioners to locate certain lands granted to the state,' being under consideration was read a third time.

Mr. Green moved that the bill be recommitted to the committee on the judiciary, with instructions to report the same with the following amendment:

Strike out the word 'three' in the first section second line, and insert 'one' in lieu thereof.

The question being upon recommmitting it was negatived.

Mr. Richardson moved to reconsider the vote on the third reading of the above bill.

The question being upon reconsidering, it was negatived.

Said bill having been read a third time passed.

The bill entitled, 'A bill to legalize the classification of justices of the peace in certain cases,' being under consideration,

Mr. Felch moved to amend by inserting the following which was agreed to:

Provided however that this act shall not be so construed as to legalize the acts of justices of the peace when the classification shall take place after the passage of this act.

The 22nd rule being suspended,

On motion said bill was ordered to be engrossed and read a third time to day.

The engrossed bill as above, being under consideration, was read a third time and passed.

A Message was received from the senate through their secretary as follows.

Mr. Speaker—

In pursuance of the rules of the senate, I return to the house of representatives the amendments made by that house to the bill entitled, 'A bill to provide for the election of delegates to a convention,' with an amendment made to one of said amendments by the senate, and also to inform the house of representatives that the senate non-concur in the fourth amendment made by the house of representatives.

Mr. Odell from the committee on internal improvements reported a bill entitled, 'A bill to authorize certain commissioners to alter a territorial road,' which was read a first and second time.

The 22nd rule being suspended,

Said bill was ordered to be engrossed and read a third time to-day.

The engrossed bill as above being under consideration was read a third time and passed.

On motion of Mr. Hart,

The house resolved itself into a committee of the whole, Mr. Moran in the chair, on the bill entitled, 'A bill to authorize the boards of supervisors and commissioners of highways to tax certain lands, and for other purposes,' and after spending some time therein, the committee rose and reported the bill back to the house with sundry amendments which were concurred in.

Mr. Hill moved to amend by inserting the following to stand as the fifth section.

'And be it further enacted that the supervisors of the several townships in this state shall receive for their services two dollars per day each while attending the session of boards of supervisors in their respective counties, any law to the contrary notwithstanding.'

The question being on the adoption of the above amendment, it was on motion of Mr. Jackson, decided by the yeas and nays in the negative as follows:

Yeas—Messrs. Dodge, Hill, Matthews, Noyes, Strong, Tacles, Whipple, Williams,—8.

Nays—Messrs. Alden, Brown, Bradshaw, Brownell, Britton, Bolton, Crossman, Ellenwood, Felch, Ferrington, Green, O. Howe, G. Howe, Higley, Heath, Hart, Jackson, Morse, Monfore, Moran, Niles, Odell, Richardson, Summers, Ullman, Van Every, Voorheis, Wheeler, (speaker,)—29.

The question being on motion of Mr. Noyes, to strike out the words 'two dollars' in the fifth line fifth section and insert the words 'one dollar and fifty cents' in lieu thereof, it was decided in the negative.

Mr. Richardson moved further to amend by striking out the words 'two dollars' in the fifth line fifth section, and insert the words 'one dollar and twenty five cents,' in lieu thereof.

Mr. Hill called for the previous question, which was sustained.

On motion said bill was ordered to be engrossed and read a third time.

The bill from the senate entitled 'A bill to provide for the election of delegates to a convention,' with sundry amendments thereto was taken up and concurred in.

The question being on motion of Mr. Richardson that the house insist in the amendment made, it being the fifth section to the bill in which the senate non-concured, it was on motion of Mr. Summers decided by the yeas and nays in the affirmative as follows:

Yeas—Messrs. Brownell, Bolton, Ellenwood, Felch, Green, G. Howe, Higley, Heath, Hart, Jackson, Morse, Monfore, Niles, Odell, Richardson, Strong, Summers, Tacles, Voorheis, Williams,—20.

Nays—Messrs. Alden, Brown, Bradshaw, Britton, Crossman, Dodge, Ferrington, O. Howe, Hill, Matthews, Moran, Noyes, Ullman, Van Every, Wheeler, Whipple, (speaker,) —17.

On motion of Mr. Whipple a committee of conference was appointed consisting of Messrs. Whipple, Richardson, Alden,

Mr. Richardson moved a call of the house and offered the following resolution.

Resolved, That there be added two members from those voting in the majority to the committee of conference.

Mr. Whipple moved to amend by striking out the words 'from those voting in the majority.'

The question being on the above amendment it was on motion of Mr. Richardson decided by yeas and nays in the negative as follows:

Yeas—Messrs. Alden, Brown, Bradshaw, Brownell, Britton, Crossman, Dodge, Ferrington, O. Howe, Hill, Morse, Matthews, Noyes, Ullman, Van Every, Wheeler, Whipple, (speaker,)—18.

Yeas—Messrs. Bolton, Ellenwood, Felch, Green, G. Howe, Higley, Heath, Hart, Jackson, Monfore, Niles, Odell, Richardson, Strong, Tacles, Voorheis, Williams, (speaker,)—18.

The question being on adjournment it was lost.

The question recurring on the adoption of the resolution it was decided by yeas and nays in the affirmative as follows:

Yeas—Messrs. Brownell, Bolton, Ellenwood, Felch, Green, G. Howe, Higley, Heath, Hart, Jackson, Monfore, Niles, Odell, Richardson, Strong, Summers, Tacles, Ullman, Williams, Voorheis,—20.

Nays—Messrs. Alden, Brown, Bradshaw, Britton, Crossman, Dodge, Ferrington, O. Howe, Hill, Morse, Matthews, Moran, Noyes, Van Every, Wheeler, Whipple, (speaker)—17.

Messrs. Whipple and Alden severally asked and obtained leave to be excused from serving on the committee of conference.

On motion, adjourned until to-morrow at 10 o'clock, A.M.

FRIDAY, July 22, 1836.

The roll being called the following members were absent: Messrs. Alden, Brewer, Brown, Bradshaw, Brownell, Britton, Bolton, Dodge, Ellenwood, Felch, Ferrington, Green,

O. Howe, G. Howe, Hill, Higley, Heath, Hart, Jackson, Morse, Mathews, Monfore, Moran, Noyes, Odell, Richardson, Summers, Tacles, Ulknan, Van Every, Voorheis, Wheeler, Whipple.

The minutes of the previous meeting having been read, Mr. Brownell, from the committee on banks and incorporations reported a bill entitled 'An act to incorporate the stockholders of the Bank of Niles.'

Also a bill entitled 'A bill to incorporate the stockholders of the Commercial Bank of Constantine,' which were read the first and second time.

Also to whom was committed the petition of Abel Warren and others, for the incorporation of a certain association therein named, reported adverse to the prayer of the petitioners.

On motion of Mr. Monfore, the report and petition were laid upon the table.

On motion of Mr. Morse,

Resolved, That the committee on the judiciary be instructed to inquire into the expediency of authorizing the governor to subscribe for one thousand shares, more or less, of the stock of the Detroit and St. Joseph rail-road. Also to purchase shares now subscribed of such individuals as may wish to sell, and report by bill or otherwise.

Mr. Whipple, of Wayne, offered the following resolution, and moved its adoption.

Resolved, That so much of the proceedings of the house yesterday, as relates to the action of the house upon the bill to provide for the calling of a convention be expunged from the journal.

Mr. Richardson moved to lay the resolution on the table.

The question being on laying it on the table, it was decided by yeas and nays in the negative, as follows:

Yeas—Messrs. Brownell, Bolton, Ellenwood, Felch, Green, G. Howe, Higley, Heath, Hart, Jackson, Niles, Odell, Richardson, Strong, Summers, Voorheis, Williams—17.

Nays—Messrs. Alden, Brewer, Brown, Bradshaw, Britton, Crossman, Dodge, Ferrington, O. Howe, Hill, Morse, Mathews, Monfore, Moran, Noyes, Tacles, Ullman, Van Every, Wheeler, Whipple, (speaker.)—21.

Mr. Richardson further moved that the resolution be rejected.

Mr. Noyes called for the previous question, which was sustained by yeas and nays, as follows:

Yeas—Messrs. Alden, Brewer, Brown, Bradshaw, Britton, Crossman, Dodge, Ferrington, O. Howe, Hill, Heath, Morse, Mathews, Moran, Noyes, Ullman, Van Every, Wheeler, Whipple (speaker)—20.

Nays—Messrs. Brownell, Bolton, Ellenwood, Felch, Green, G. Howe, Higley, Hart, Jackson, Monfore, Niles, Odell, Richardson, Strong, Summers, Tacles, Voorheis, Williams—18.

Mr. Felch called for the reading of the resolution and the proceedings to be expunged; which, after being read,

The question being on the adoption of the resolution, Mr. Summers called for the yeas and nays, when it was decided in the negative, as follows:

Yeas—Messrs. Alden, Brewer, Brown, Bradshaw, Britton, Crossman, Dodge, Ferrington, O. Howe, Hill, Morse, Mathews, Moran, Noyes, Ullman, Van Every, Wheeler, Whipple (speaker)—19.

Nays—Messrs. Brownell, Bolton, Ellenwood, Felch, Green, G. Howe, Higley, Heath, Hart, Jackson, Monfore, Niles, Odell, Richardson, Strong, Summers, Tacles, Voorheis, Williams—19.

The bill entitled 'A bill to extend Jefferson Avenue to the intersection of the present Grosse Point road on Lake St. Clair,' was taken up.

The 23d rule being suspended,

Said bill was ordered to be engrossed and read a third time.

The engrossed bill, as above, being under consideration, was read a third time and passed.

The following communication was received from the executive by Mr. Pritchette secretary of state:

To the house of representatives—

I have this day approved and filed in the office of the secretary of state, an act, entitled 'An act empowering the treasurer of the state to receive from the secretary of the treasury of the United States, deposits of the public money.'

STEVENS T. MASON.

July 21, 1836.

The engrossed bill entitled 'A bill to authorize the boards of supervisors and commissioners of highways to tax certain lands, and for other purposes,' being under consideration, was read a third time and passed.

The bill entitled 'A bill to authorize certain persons to convey lands,' was taken up.

The 22d rule being suspended,

Said bill was ordered to be engrossed and read a third time to-day.

The engrossed bill, as above, being under consideration, was read a third time and passed.

Messages were received from the senate by their secretary as follows:

Mr. Speaker—

In pursuance of the rules of the senate, I herewith return to the house of representatives, the amendments to the bill entitled 'An ordinance relative to certain propositions made by the congress of the United States to the legislature of the State of Michigan,' with a further amendment made thereto by the senate, in which they respectfully ask the concurrence of the house.

Mr. Speaker:

In pursuance of the rules of the senate, I transmit herewith, for the concurrence of the house of representatives, a bill which has passed the senate, entitled 'A bill to amend the

fourth section of an act entitled 'An act to authorize the sale of certain lands,' approved March 7, 1834.

And also return to the house of representatives, where they originated, the bills entitled 'A bill to authorize the administrators of the estate of James S. Odell, late of St. Joseph county, deceased, to convey by deed the title of certain lands to Benjamin Carr;'

And 'a bill to authorize the town council of the town of Ypsilanti to raise by tax a sum of money for certain purposes,' without amendment;

And the bill entitled 'A bill to authorize the Judges of Probate to grant licence to sell the real estate of minors and others,' with certain amendments, in which the concurrence of the house is respectfully requested.

On motion adjourned until 3 o'clock P.M.

AFTERNOON SESSION.

The bill entitled 'A bill to authorize the Judges of Probate to grant licence to sell the real estate of minors and others,' with an amendment made thereto by the senate, was taken up and concurred in.

Also the bill from the senate, entitled 'An ordinance relative to certain propositions made by the congress of the United States to the legislature of the State of Michigan,' with an amendment made thereto by the senate, was taken up and concurred in.

Also the bill from the senate, entitled 'A bill to amend the fourth section of an act entitled 'An act to authorize the sale of certain lands, approved March 7, 1834,' was taken up and read the first and second time.

The 27th rule being suspended,

Said bill was read a third time and passed.

Mr. Ullman moved to reconsider the vote taken yesterday on the adoption of the resolution for appointing an additional number on the committee of conference on the bill to provide for the election of delegates to a convention.

Mr. Jackson moved a call of the house.

On motion, the question to reconsider as above, was laid upon the table.

Mr. Monfore called up the petition from the table, from Abel Warren and others, for the incorporation of a certain association therein named, and moved its recommitment to the committee on the judiciary; which was agreed to.

The bill entitled 'A bill to amend an act entitled an act to establish a court of chancery, and for other purposes,' being under consideration; and, after sundry amendments,

The 22d rule being suspended,

Said bill was ordered to be engrossed and read a third time to-day.

The engrossed bill, as above, being under consideration, was read a third time and passed.

A message was received from the senate by their secretary, as follows:

Mr. Speaker:

In pursuance of the rules of the senate, I herewith transmit to the house of representatives, two bills which have passed the senate, entitled 'A bill to authorize the governor to locate certain lands and select certain salt springs in this state;' and 'A bill to provide for the election of township and county officers in certain cases, and for other purposes.'

And return to the house of representatives the bill entitled 'A bill to enable Francis Cousino to execute a deed,' with an amendment, in which the concurrence of the house is respectfully requested.

Mr. Ullman called up his motion from the table, to reconsider the vote taken on the adoption of the resolution yesterday, for appointing an additional number on the committee of conference on the bill to provide for the election of delegates to a convention; which was agreed to.

The chair announced Messrs. Heath, Hill, as the additional members to the committee of conference appointed yesterday to supply the vacancy occasioned by Messrs. Whipple

and Alden having obtained leave to be excused from serving on said committee.

The bill entitled 'A bill to amend an act entitled an act to organize a supreme court and establish circuit courts,' being under consideration.

On motion, said bill was laid upon the table.

Mr. Green, from the committee on enrollment, reported as correctly enrolled the following bills: entitled

'An act to authorize the administrator of the estate of James S. Odell, late of St. Joseph county, deceased, to convey by deed the title of certain lands to Benjamin Carr.'

■ 'An act to authorize the town council of the town of Ypsilanti to raise by tax a certain sum of money.'

The bill from the senate entitled 'A bill to authorize the governor to locate certain lands and select certain salt springs in this state,' was taken up and read the first and second time.

The 27th rule being suspended,

Said bill was read a third time and passed.

The bill entitled, 'A bill to enable Francis Cousino to execute a deed,' with an amendment made thereto by the senate was taken up and concurred in.

The bill from the senate entitled, 'A bill to provide for the election of township and county officers in certain cases and for other purposes,' was taken up and read the first and second time, and on motion laid on the table and made the special order of the day for to-morrow.

The bill entitled, 'A bill to incorporate the stockholders of the Bank of Constantine was taken up.

The 22nd rule being suspended, said bill was ordered to be engrossed and read a third time to day.

The engrossed bill as above being under consideration was read a third time.

The question being on the final passage of the above bill it was decided by the yeas and nays in the affirmative as follows:

Yeas—Messrs. Alden, Brewer, Brown, Bradshaw, Britton, Crossman, Felch, Ferrington, Green, G. Howe, Jackson, Morse, Matthews, Monfore, Noyes, Odell, Richardson, Taales, Ullman, Voorheis, Whipple, Williams, (speaker,)—23.

Nays—Messrs. Dodge, Ellenwood, O. Howe, Strong,—4.

Mr. Monfore gave notice that he should ask leave on a future day to bring in a bill for the incorporation of a bank in the county of Macomb.

On motion adjourned till to-morrow at 10 o'clock, A.M.

SATURDAY, July 23, 1836.

The roll being called, the following members were absent: Messrs. Brown, Crossman, Dodge, Jackson, Smith, Wheeler, Williams.

The minutes of the previous meeting having been read,

A message was received from the senate through their secretary, as follows:

Mr. Speaker,—

In pursuance of the rules of the senate, I herewith transmit to the house of representatives for their concurrence, two bills which have passed the senate, entitled,

‘A bill to authorize the treasurer of the state to receive from the secretary of the treasury of the United States, money appropriated for making roads and canals within the state,’ and,

‘A bill to enable the several counties of this state to locate by pre-emption certain public lands.’

Also a resolution for the adjournment of the legislature;

I also return, without amendment, two bills entitled,

‘A bill to enable the trustees of the first presbyterian society of Calhoun county, to sell and convey certain lands,’ and,

‘A bill to authorize certain persons to convey lands,’—and with certain amendments, the bills entitled as follows, viz:

‘A bill to provide for holding elections;’

‘A bill to define the duties of superintendent of public instruction, and for other purposes,’ and,

'A bill to extend Jefferson avenue to the intersection of the present Gross point road on lake St. Clair.'

I am likewise directed to inform the house of representatives that the senate have appointed Messrs. Britain, McDowell and Moody, a committee of conference on the part of the senate, on the disagreement between the two houses on the bill entitled 'A bill to provide for the election of delegates to a convention.'

The 21st rule being suspended,

Mr. Whipple asked and obtained leave to bring in a bill to authorize Antoine Dequindre to sell and convey certain lands.

The chair announced Messrs. Whipple, Green, Moran, as the committee to bring in said bill.

Mr. Whipple from the select committee appointed to bring in the above bill, reported the same to the house, which was read the first and second time.

Mr. Crossman from the select committee to whom was assigned the duty to make inquiry and report to this house the cause of the delay in the publication of the laws of this state, made a report accompanied with sundry amendments, which after being read was on motion laid upon the table.

Mr. Richardson from the committee on enrollment, reported as correctly enrolled a bill entitled 'An act to authorize Francis Cousino as guardian to certain minors to make and execute a deed of certain real estate.'

Mr. Green from the committee as above reported as correctly enrolled a bill entitled 'An act to authorize judges of probate to grant license to sell the real estate of minors and others.'

The chair presented a communication from Allen Hutchins of Lenawee, tendering his resignation as a member of the house of representatives.

On motion the house resolved itself into a committee of the whole, Mr. Whipple in the chair, on the bill from the senate entitled 'A bill to provide for the election of township and county officers in certain cases and for other purposes,' and

after spending some time therein the committee rose and reported the same back to the house without amendment.

On motion of Mr. Felch the above bill was committed to the committee on state affairs.

The bill entitled 'An act to provide for holding elections,' with an amendment made thereto by the senate, was taken up and concurred in.

Also the bill entitled 'A bill to extend Jefferson avenue to the intersection of the present Grosse point road on lake St. Clair,' with an amendment made thereto by the senate, was taken up and concurred in.

The bill entitled 'A bill to define the duties of superintendent of public instruction and for other purposes,' with sundry amendments made thereto by the senate, was taken up.

On motion said bill was recommitted to the committee on education.

The bill from the senate entitled 'A bill to authorize the treasurer of the state to receive from the secretary of the treasury of the United States money appropriated for making roads and canals within the state.'

Also a bill entitled 'A bill to enable the several counties of this state to locate by pre-emption certain public lands,' were severally taken up and read the first and second time, and committed to a select committee consisting of Messrs. Alden, Felch, G. Howe.

Mr. Felch called up the resolution from the senate fixing the time for adjournment of both branches of the legislature, and moved to amend by striking out '23d' in the 2nd line and insert '26th' in lieu thereof, which was agreed to.

The resolution as amended was adopted.

Mr. Green moved that the bill entitled 'An act to incorporate the stockholders of the bank of Niles,' be taken up and considered.

The question being on considering the above bill, it was decided by yeas and nays, in the affirmative, as follows:

Yeas—Messrs. Alden, Brewer, Bradshaw, Brownell, Brit-

ton, Crossman, Ellenwood, Green, Heath, Jackson, Mathews, Moran, Noyes, Niles, Odell, Richardson, Strong, Summers, Ullman, Van Every, Voorheis, Williams, (speaker.)—22.

Nays—Messrs. Bolton, Dodge, Ferrington, G. Howe, Hill, Wheeler.—6.

On motion the above bill was recommitted to a select committee consisting of Messrs. Green, Moran, Ullman.

Mr. Bolton gave notice that on some future day he should ask leave to bring in a bill to incorporate the Jackson county bank, to be located at Jacksonburgh.

Mr. Hill gave notice that he should on a future day ask leave to bring in a bill to incorporate a bank at the lower village in Ann Arbor, in Washtenaw county.

Mr. Noyes gave notice that he should on some future day, ask leave to bring in a bill to incorporate a bank at Plymouth.

Mr. G. Howe from former notice given, asked leave to bring in a bill to incorporate the Lenawee and Washtenaw mutual insurance company.

The question being on granting leave, it was decided by yeas and nays in the affirmative as follows:

Yeas—Messrs. Alden, Bradshaw, Brownell, Bolton, Dodge, Green, Hutchins, G. Howe, Hill, Heath, Morse, Mathews, Odell, Richardson, Strong, Ullman, Wheeler, Whipple, Williams.—19.

Nays—Messrs. Brown, Britton, Ellenwood, O. Howe, Jackson, Niles, Summers, Voorheis.—8.

The following communication was received from the executive, by Mr. Pritchette, secretary of state:

To the house of representatives—

I have this day approved and filed in the office of secretary of state the following acts, viz :

‘An act to authorize the town council of the town of Ypsilanti, to raise by tax a certain sum of money.’

‘An act to authorize the administrator of the estate of James

- S. Odell, late of St. Joseph county deceased, to convey by deed the title of certain lands to Benjamin Carr.'

STEVENS T. MASON.

July 23, 1836.

Mr. Green from the select committee to whom was committed the bill entitled 'An act to incorporate the stockholders of the bank of Niles,' reported the same back to the house without amendment.

The question being on adjournment it was lost.

The bill to incorporate the stockholders of the bank of Niles being under consideration, was read a third time.

The question being on its final passage, it was decided by yeas and nays, in the negative, as follows:

Yeas—Messrs. Alden, Crossman, Ellenwood, Green, Heath, Jackson, Morse, Monfore, Moran, Odell, Richardson, Summers, Tacles, Ullman, Whipple, Williams.—16.

Nays—Messrs. Brewer, Brown, Bradshaw, Britton, Bolton, Dodge, Ferrington, Hutchins, O. Howe, G. Howe, Hill, Mathews, Noyes, Strong, Wheeler, (speaker.)—16.

Mr. Green from the committee on enrollment, reported as correctly enrolled the following bills:

'An act to provide for holding elections.'

'An act to enable the trustees of the first presbyterian society to sell and convey certain real estate.'

On motion of Mr. Moran,

Resolved, That the committee on printing be requested to enquire why and wherefore the message of the executive of this state, delivered on the 1st day of this session of the legislature, has not been translated and printed as ordered by the house, and that they report to this house the reasons and causes of delay.

On motion of Mr. Convis of Calhoun,

Resolved, That the judiciary committee be instructed to enquire into the propriety of the passage of an act to provide by law for the draining of certain marshes in this state, and report by bill or otherwise.

On motion, adjourned to 3 o'clock, P.M.

AFTERNOON SESSION.

A message was received from the senate by their secretary as follows:

Mr. Speaker:—

In pursuance of the rules of the senate, I herewith transmit two bills, which have passed the senate, entitled "A bill to incorporate the Huron and Grand river railroad company," and 'A bill to incorporate the Brest and Grand river railroad company,' in which the concurrence of the house is respectfully requested.

I also return without amendment, the bill entitled, 'A bill to incorporate the stockholders of the bank of Constantine.

The bill from the senate entitled, 'A bill to incorporate the Huron and Grand River railroad company,'

Also, the bill entitled, 'A bill to incorporate the Brest and Grand river railroad company,' was taken up and read the first and second time.

The 39th rule being suspended,

On motion said bills were laid upon the table.

The bill entitled, 'A bill to define the duties of superintendant of public instruction, and for other purposes with sundry amendments made thereto by the senate, was taken up and concurred in.

Mr. Green from the committee on enrollment, reported as correctly enrolled the following bills:

A bill entitled, 'An act to authorize certain persons to convey lands.

'An act to extend Jefferson Avenue to the intersection of the present Gross Point road on lake St. Clair.'

Mr. Whipple from the committee on the judiciary, reported a bill entitled, 'A bill to organize a certain township,'—which was read the first and second time.

The 22nd rule being suspended,

Said bill was ordered to be engrossed and read a third time to-day.

The engrossed bill as above, being under consideration, was read a third time and passed.

The bill entitled, 'A bill to authorize Anthony Dequindre to sell and convey certain lands,' was taken up.

The 22nd rule being suspended,

Said bill was ordered to be engrossed and read a third time to-day.

The engrossed bill as above being under consideration was read a third time and passed.

Mr. Alden from the select committee to whom was committed the bill from the senate entitled, 'A bill to authorize the treasurer of the state, to receive from the secretary of the treasury of the United States, money appropriated for making roads and canals within the state,' also the bill entitled, 'A bill to enable the several counties of this state to locate by pre-emption certain public lands,' reported the same back to the house with sundry amendments, which were concurred in.

The above bills being under consideration were read a 3d time and passed.

Mr. Crossman called up the following report and resolutions laid on the table by him, which after being read, the resolutions were adopted.

The select committee to whom was assigned the duty to make inquiry and report to this house the cause of the delay of the publication of the laws passed at the two first sessions of this legislature, beg leave to make the following report:

In prosecuting the inquiry, your committee have become satisfied from the statement of J. S. Bagg, editor of the Democratic Free Press, that the principle reason of delay has originated in the impossibility of procuring sufficient Journeymans labor in the Printing Office, that though unusually high prices have been offered and the utmost exertions made, yet until quite lately sufficient labor could not be obtained. Your committee are however authorized to say that help is now obtained and every arrangement made for

their speedy publication. A short progress has been made in the work: your committee would further state, that in pursuance of a resolution directing the publication of the laws approved March 16th, 1836, all the laws of a general nature and many of those of a local nature, (except charters of incorporation) have been published in the Free Press, and the remainder are daily publishing.—Your committee would further state, that on enquiry they do not learn that any definite number of copies of the laws was by the legislature ordered to be printed, nor do they ascertain that any provision was made for their distribution to the several towns and counties in the state.

In order therefore to call the attention of the house to the subject, your committee would recommend the adoption of the following resolutions.

Resolved, (if the senate herein concur,) That three thousand copies of the entire laws of this legislature be printed for the use of the state.

Resolved, That the secretary of state be required to transmit to the clerks of the several counties in this state, a sufficient number of copies to supply the several township clerks and other township officers, agreeably to the laws now in force.

On motion of Mr. Felch,

Resolved, That the committee on unfinished business be requested to inquire and report to the house what unfinished business there is (if any,) now requiring the action of the house.

On motion of Mr. Convis,

Resolved, That the judiciary committee be instructed to inquire into the propriety of the passage of an act to constitute a board of commissioners for agricultural purposes in the several counties of this state, and report by bill or otherwise.

On motion the house took a recess of 15 minutes.

House called to order.

The question being on adjourning until Monday at 9 o'clock A.M., it was decided by the yeas and nays in the negative.

Yeas—Messrs. Bolton, Crossman, Felch, G. Howe, Higley, Jackson, Monfore, Moran, Tacles—9.

Nays—Messrs. Alden, Brewer, Brown, Bradshaw, Britton, Dodge, Ellenwood, Ferrington, Hutchins, O. Howe, Hill, Morse, Matthews, Noyes, Strong, Ullman, Wheeler, Whipple, (speaker)—19.

On motion of Mr. Hutchins,

The sergeant-at-arms was sent for absent members.

On motion of Mr. Noyes,

The bill entitled 'A bill to incorporate the Huron and Grand river railroad company,' also the bill entitled 'A bill to incorporate the Brest and Grand river railroad company,' was committed to a select committee consisting of Messrs. Noyes, Crossman, Morse.

Mr. Noyes moved that the chairman of the committee of conference appointed yesterday on the amendment to the bill providing for electing delegates to a convention, be requested to report to this house.

Mr. Jackson moved a call of the house, when the sergeant at arms was sent after absent members.

Mr. Noyes moved the call of the house be dispensed with; which was agreed to.

Also moved that the committee of conference appointed yesterday on the amendment to the bill to provide for electing delegates to a convention, be discharged from the further consideration of the same.

Which motion was decided by yeas and nays in the affirmative, as follows:

Yeas—Messrs. Alden, Brewer, Brown, Bradshaw, Britton, Crossman, Dodge, Ferrington, Hutchins, O. Howe, Hill, Matthews, Noyes, Ullman, Wheeler, Whipple, (speaker)—18.

Nays—Messrs. Bolton, Ellenwood, Felch, G. Howe, Hig-

ley, Jackson, Morse, Monfore, Moran, Odell, Richardson, Strong, Tacles—13.

On motion of Mr. Noyes that the house recede from the amendment made in the fifth section to the bill to provide for electing delegates to a convention.

Mr. Richardson moved that the house adjourn, and called for the yeas and nays, when it was decided in the negative, as follows:

Yeas—Messrs. Bolton, Ellenwood, Felch, G. Howe, Higley, Jackson, Monfore, Moran, Odell, Richardson, Tacles—11.

Nays—Messrs. Alden, Brewer, Brown, Bradshaw, Britton, Crossman, Dodge, Ferrington, Hutchins, O. Howe, Hill, Morse, Mathews, Noyes, Strong, Ullman, Wheeler, Whipple, (speaker)—19.

Mr. Felch called for the reading of the amendment, which, after being read,

Mr. Noyes called for the previous question, which was sustained by yeas and nays in the affirmative, as follows:

Yeas—Messrs. Alden, Brewer, Brown, Bradshaw, Britton, Crossman, Dodge, Ferrington, Hutchins, O. Howe, Hill, Mathews, Monfore, Noyes, Strong, Ullman, Wheeler, Whipple, (speaker)—19.

Nays—Messrs. Bolton, Ellenwood, Felch, G. Howe, Higley, Jackson, Morse, Moran, Odell, Richardson, Summers, Tacles—12.

Mr. Richardson moved that the house adjourn, and called for the yeas and nays, when it was decided in the negative, as follows:

Yeas—Messrs. Bolton, Ellenwood, Felch, G. Howe, Higley, Jackson, Moran, Odell, Richardson, Tacles—10.

Nays—Messrs. Alden, Brewer, Brown, Bradshaw, Britton, Crossman, Dodge, Ferrington, Hutchins, O. Howe, Hill, Morse, Mathews, Noyes, Strong, Ullman, Wheeler, Whipple, (speaker)—19.

The question recurring upon the main question, shall the

house recede from the amendment, it was decided by yeas and nays in the affirmative, as follows:

Yeas—Messrs. Alden, Brewer, Brown, Bradshaw, Britton, Crossman, Dodge, Ferrington, Hutchins, O. Howe, Hill, Morse, Mathews, Monfore, Noyes, Ullman, Wheeler, Whipple (speaker)—19.

Nays—Messrs. Bolton, Ellenwood, Felch, G. Howe, Higley, Jackson, Odell, Richardson, Strong, Summers, Tacles,—11.

On motion adjourned until Monday at 10 o'clock A. M.

MONDAY, July 25, 1836.

The roll being called the following members were absent: Messrs. Brownell, Crossman, Green, King, Levake, Miller, Smith, Strong, Van Every, Williams.

The minutes of the previous meeting having been read, Mr. Felch from the committee on printing, made the following report:

The committee on printing report that they have called on the state printer and are informed by him that the governor's message was regularly put into the hands of the translator, and has just been received by him, and is now in progress of printing.

Mr. Noyes from the select committee to whom was committed the bill from the senate entitled 'A bill to incorporate the Huron and Grand river railroad company.'

Also a bill entitled 'A bill to incorporate the Brest and Grand river railroad company,' reported the same back to the house without amendment.

Also from the committee on unfinished business made the following report:

The committee on unfinished business, who were requested by the resolution to inquire and report what unfinished business there is now requiring the action of the house beg leave to report.

That they have examined the files on the clerk's desk and find the following:

'A bill to provide for holding courts in the county of Kent.'

'A bill to organize a township.'

'A bill authorizing the governor to negotiate a loan for the state and for other purposes.'

Mr. Richardson from the committee on state affairs to whom was committed the bill from the senate entitled 'A bill to provide for the election of township and county officers in certain cases and for other purposes,' reported the same back to the house without amendment.

The 21st rule being suspended,

Mr. Whipple asked and obtained leave to bring in a bill entitled 'A bill to authorize a conveyance of certain lands.'

The chair announced Messrs. Whipple, Moran, Ullman, as the committee to bring in said bill.

Mr. Whipple from the select committee appointed to bring in the above bill, reported the same to the house, which was read the first and second time.

The 22d rule being suspended,

Said bill was ordered to be engrossed and read a third time to-day.

The engrossed bill, as above, being under consideration, was read a third time and passed.

Mr. Alden from the committee on enrollment, reported as correctly enrolled, the bill entitled 'An act to incorporate the stockholders of the bank of Constantine.'

The bill entitled 'A bill to amend an act entitled an act to amend an act to organize a supreme court and establish circuit courts,' being under consideration.

Mr. Richardson moved to amend by inserting the following to stand as the fifth section, which was agreed to:

Sec. 5. The circuit court for the third circuit shall be holden in the county of Kent on the fourth Mondays next after the fourth Mondays in April and October.

Mr. Whipple moved further to amend by inserting the following to stand as the seventh section, which was agreed to:

Sec. 7. The clerk and deputy clerk of the supreme court

for the first circuit shall perform the duties of clerk and deputy clerk of the circuit court of the county of Wayne, until superseded under the constitution or laws of this state.

The 22d rule being suspended,

The above bill was ordered to be engrossed and read a third time to-day.

The engrossed bill as above being under consideration, was read a third time and passed.

The following communication was received from the executive by Mr. Pritchette secretary of state:

To the house of representatives—

I have this day approved and filed in the office of the secretary of state the following acts, viz:

‘An act to authorize judges of probate to grant license to sell the real estate of minors and others.’

‘An act to authorize the governor to locate certain lands and select certain salt springs in this state.’

‘An act to amend the fourth section of an act entitled an act to authorize the sale of certain lands, approved March 7th A. D. 1836.’

‘An act to authorize certain persons to convey lands.’

‘An act to extend Jefferson avenue to the intersection of the present Gross point road on lake St. Clair.’

‘An ordinance relative to certain propositions made by the congress of the United States to the legislature of the state of Michigan.’

‘An act to authorize the treasurer of the state to receive from the secretary of the treasury of the United States money appropriated for making roads and canals within the state.’

‘An act to provide for holding elections.’

‘An act to enable the trustees of the first Presbyterian society to sell and convey certain real estate.’

‘An act to authorize Francis Cousino as guardian of certain minors to make and execute a deed of certain real estate.’

STEVENS T. MASON.

July 25, 1836.

The 16th rule being suspended,

On motion of Mr. Whipple,

Resolved, (if the senate concur) That the tenth of the joint rules of the senate and house of representatives, providing that 'no bill that shall have passed one house shall be sent for concurrence to the other on either of the last days of the session,' be, and the same is hereby, suspended for and during the remainder of the present session of the legislature.

The bill from the senate entitled 'A bill to provide for the election of township and county officers in certain cases,' being under consideration,

Mr. Strong moved to amend by inserting the following; which was agreed to.

'Justices of the Peace who refuse to qualify agreeably to the laws of this state shall pay fifteen dollars for the use of the township for which he may be elected, to be recovered in an action of debt before any court of competent jurisdiction, brought in the name of the supervisor of said township.'

The above bill as amended being under consideration, was read a third time and passed.

A message was received from the senate through their secretary, as follows:

Mr. Speaker—

I am directed by the senate to inform the house of representatives that the senate have concurred in the amendment made by the house to the joint resolution relative to the adjournment of both houses of the legislature. I also herewith return the bills entitled

'A bill to amend an act entitled an act to establish a court of chancery, and for other purposes;'

And 'a bill to organize a certain township,' without amendment.

And the 10th joint rule having been suspended by the senate for that purpose, I transmit a bill entitled 'A bill giving certain compensation to the jailer of the county of Monroe,'

in which the concurrence of the house is respectfully requested.

On motion of Mr. Moran,

Resolved, That the secretary of the state of Michigan be required to transmit, as soon as may be, the message of the executive, as translated in the French language, to the different county clerks within this state, to be by them distributed to the several township clerks when they may be required.

Mr. Whipple moved that the house resolve itself into a committee of the whole, on the bill, entitled

'A bill to incorporate the Brest and Grand river rail-road company;'

Also the bill entitled 'A bill to incorporate the Huron and Grand river railroad company.'

Mr. Monfore moved to amend by indefinitely postponing the bills entitled, 'A bill to incorporate the Huron and Grand river railroad company,' which was decided by the yeas and nays in the negative as follows:

Yeas—Messrs. Brown, Bolton, Dodge, Ellenwood, G. Howe, Jackson, Monfore, Niles, Tacles, Wheeler,—10.

Nays—Messrs. Alden, Brewer, Bradshaw, Crossman, Felch, Ferrington, Green, O. Howe, Hill, Heath, Hart, Morse, Matthews, Moran, Noyes, Odell, Richardson, Strong, Summers, Ullman, Van Every, Voorheis, Whipple, Williams, (speaker,)—25.

The motion being upon the indefinite postponment of the bill entitled, 'A bill to incorporate the Brest and Grand river railroad company,' it was decided in the negative.

The question recurring on the motion of Mr. Whipple,

The house resolved itself into a committee of the whole, Mr. Whipple in the chair, on the above bills, and after spending some time therein, the committee rose and reported the bill entitled, 'A bill to incorporate the Huron and Grand river railroad company,' back to the house with sundry amendments which were concurred in.

Also, reported the bill entitled, 'A bill to incorporate the Brest and Grand river railroad company,' back to the house without amendment, and asked and obtained leave to sit again on the last named bill.

A message was received from the senate by their secretary, as follows:

Mr. Speaker:

In pursuance of the rules of the senate, I herewith transmit a bill entitled, 'A bill to legalise the election of certain officers in the county of Allegan, and for other purposes,' and 'A resolution relative to the Detroit and St. Joseph railroad charter,' in which the concurrence of the house is respectfully requested.

The following communication was received from the executive by Mr. Prichette, secretary of state.

To the House of Representatives—

I have this day approved and filed in the office of secretary of state an act entitled, 'An act to incorporate the stockholders of the bank of Constantine.'

STEVENS T. MASON.

July 25, 1836.

On motion adjourned to 3 o'clock, P.M.

AFTERNOON SESSION.

On motion, the house resumed the consideration, in committee of the whole, Mr. Whipple in the chair, on the bill entitled, 'A bill to incorporate the stockholders of the Brest & Grand river railroad company, and after spending some time therein, the committee rose and reported the bill back to the house with sundry amendments which were concurred in.

Mr. Felch moved that the further consideration of the above bill be indefinitely postponed, which, on Motion of Mr. Niles, was decided by the yeas and nays in the affirmative as follows.

Yeas—Messrs. Brown, Bolton, Brownell, Dodge, Ellenwood, Felch, Ferrington, G. Howe, Jackson, Matthews, Moran, Monfore, Niles, Richardson, Strong, Tacles, Voorheis, Wheeler,—18.

Nays—Messrs. Alden, Bradshaw, Britton, Crossman, Green, Hill, Heath, Hart, Morse, Noyes, Odell, Summers, Ullman, Van Every, Whipple, (speaker,)—16.

A message was received from the senate through their secretary as follows:

Mr. Speaker—

I am directed by the senate to inform the house of representatives, that the senate have passed the resolution relative to a suspension of the 10th joint rule, with an amendment, in which they respectfully ask the concurrence of the house.—I also return without amendment, the bill entitled 'A bill to authorize Anthony Duquindre to sell and convey certain lands.'

The following communication was received from the executive by Mr. Prichette secretary of state:

To the House of Representatives—

I have this day approved and filed in the office of secretary of state the following acts, viz:

'An act to enable the several counties in this state to locate by pre-emption certain public lands.'

'An act to provide for the election of delegates to a convention.'

STEVENS T. MASON.

July 25, 1836.

The bill entitled, 'A bill to incorporate the Huron and Grand river railroad company,' being under consideration,

Mr. Monfore moved the above bill be indefinitely postponed, which,

On motion of Mr. Whipple,

Was decided by the yeas and nays in the affirmative as follows:

Yeas—Messrs. Alden, Brewer, Brown, Bradshaw, Brownell, Britton, Bolton, Crossman, Dodge, Ellenwood, Ferring-ton, O. Howe, G. Howe, Jackson, Matthews, Monfore, Niles, Tacles, Ullman, Wheeler,—20.

Nays—Messrs. Green, Hill, Heath, Haft, Morse, Moran, Noyes, Odell, Richardson, Strong, Summers, Van Every, Voorheis, Whipple, (speaker,)—15.

Mr. Monfore offered the following resolution:

Resolved, That the house reconsider the vote taken on Saturday last, by which the then majority of the house voted to recede from the amendment to the bill calling a convention—said amendment providing in substance that the people in primary assemblies should vote, 'yes' or 'no' on the question whether Michigan shall assent to the terms of the act of congress &c.

The chair declared the resolution to be out of order.

Mr. Richardson appealed from the decision of the chair.

The question being put, shall the decision of the chair stand as the judgment of the house?

It was decided by the yeas and nays in the affirmative as follows:

Yeas—Messrs. Alden, Brewer, Brown, Bradshaw, Brownell, Britton, Bolton, Crossman, Dodge, Ellenwood, Ferring-ton, O. Howe, G. Howe, Hill, Hart, Morse, Matthews, Noyes, Strong, Ullman, Van Every, Wheeler, Whipple,—23.

Nays—Messrs. Felch, Green, Higley, Jackson, Monfore, Niles, Odell, Richardson, Summers, Voorheis,—10.

Mr. Moran gave notice that he should on a future day ask leave to bring in a bill to repeal the law to provide for calling a convention and for other purposes.

The following communication and accompanying documents were received from the executive, by Mr. Prichette secretary of state.

To the house of representatives—

In compliance with the request of the Governors of the state of New York and Connecticut, I transmit herewith sundry documents on the subject of slavery.

STEVENS T. MASON.

July 25, 1836.

STATE OF NEW YORK,

Executive Department,

Albany, June 6th, 1836.

Sir:—

In compliance with the directions of the legislature, I herewith transmit to you a copy of the report and resolutions adopted by that body on the subject of domestic slavery, and the proceedings of the abolitionists and request that the same may be laid before the legislature of your state.

I have the honor to be,

with great respect,

Your obedient servant,

W. L. MARCY.

To His Excellency,

The Governor of Michigan.

IN SENATE.

MAY, 18th, 1836.

Mr. Mack from the joint committee of the senate and assembly, to whom were referred so much of the Governor's message as relates to the abolitional rights, and the safety of the states in respect to domestic slavery, and country communications from the states of Virginia, Ohio, &c., reported as follows, to wit: Concurring in the sentiments which were so fully and ably expressed on the subject in the message of his excellency the Governor, and witnessing the salutary influence which the patriotic stand thus taken by our chief magistrate, and other causes which were exerting upon the public mind to arrest the progress of abolition doctrines and efforts, the committee have not deemed it incumbent upon them to report at an earlier period of the session. Nor do they now consider it their duty to occupy ground which may revive unpleasant and unprofitable controversy, and disturb the healthful state of public sentiment upon a hitherto exciting topic which seems so happily to exist.

The committee may repeat as peculiarly applicable at the

present time the declarations of his excellency the governor, that 'our constituents have expressed their enlightened and deliberate judgment upon the subject under consideration,' that 'with an earnestness and unanimity never before witnessed among us; they have without distinction of sect or party, in their primary assemblies, and in various other ways expressed their attachment to the constitution of the federal government;' their determination to maintain its guarantees; their disapprobation of the whole system of operations, set on foot by the abolitionists; their affection for their brethren of the south, and their fixed purpose to do all that in them lies consistently with law and justice, to render those sentiments effectual; and 'that it is not to be believed that these manifestations of public sentiment have been or will be disregarded by those who have been engaged or given countenance to the abolition proceedings. I am fully persuaded (observes his excellency) that the powerful energies of public opinion, as it has been called forth through the whole state, have already produced most salutary effects in disabusing many persons who had inconsiderately concurred in the visionary schemes of the abolitionists.' And he adds 'relying on the influence of a sound and enlightened public opinion, to restrain and control the misconduct of the citizens of a free government, especially when directed as it has been in this case, with unexampled energy and unanimity to the particular evils under consideration, and perceiving that its operations have been thus far salutary, I entertain the best hopes that this remedy of itself will remove these evils or render them comparatively harmless.'

The result has demonstrated to every impartial observer that this reliance upon the virtue, intelligence and patriotism of the people of this state was founded upon a just estimation of their character.

Public opinion—enlightened public opinion is the conservative principle of free government. Without its sustaining power the proudest and purest constitution, which the wisdom

of man could devise, would be as indefinite and unstable as an oral compact, and the strongest and most rigid laws that could be framed in accordance with its restrictions and obligations would be weak and fragile as spiders webs—To this tribunal may be appropriately and safely referred all errors and differences of opinion; all mutual agitations and discussions which involve religious creeds, abstract political rights, or measures of public policy.

But a just, a liberal and an enlightened condition of public opinion, cannot be produced or sustained except where a free press is recognized and cherished in harmonious alliance with the constitution and the laws. The liberty of speech and the press is guaranteed by the constitution of this state, and that of the United States, and it is a most delicate and difficult task of discrimination for legislators to determine at what point this national and constitutional liberty terminates and venality and licentiousness begin. It is indeed more safe to tolerate the licentiousness of the press than to abridge its freedom, for a correction of the evil will be found in the force of truth and the influence of those moral principles and energies which unrestrained discussion seldom fails to elicit.

It has not therefore been at any time the intention of the committee nor do they believe it would comport with the views of any member of the government to recommend the adoption of any measure which should restrain or abridge the liberty of speech or of the press as secured by the constitution and deeply interwoven with the institutions and habits of the people. They are well persuaded that the efforts of designing faction, of unchastened ambition, of false philanthropy and misguided zeal to disturb the peace and endanger the safety of our sister states of the south and involve us in serious difficulties with them, have so far yielded to national reflection and the force of public sentiment, as to render legislation upon this subject unnecessary and inexpedient. But in justice to themselves and the occasion, the committee must express their accordance with the opinion of his excellency the Gov-

ernor, 'that the legislature possesses the power to pass such penal laws as will have the effect of preventing the citizens of this state and residents within it from availing themselves with impunity of the protection of its sovereignty and laws, while they are actually employed in existing insurrection and sedition in a sister state, or engaged in treasonable enterprises intended to be executed therein.

What point of obligation, what danger, if necessity may justify the exercise of this power, and to what extent it may be carried consistent with the letter or spirit of the constitution, the committee are not now called upon to determine. The crises which may demand and justify its exercise, they trust is far distant; most fervently they hope it may never arrive.

The people of this state, by their ready and numerous manifestations upon the subject under consideration, have furnished renewed and honorable evidence of their attachment to the union. They have frowned indignantly on the first dawnings of an insidious attempt to separate them from those with whom their welfare and prosperity are identified. They have without religious or political distinction, declared their readiness to forego and discountenance the exercise of abstract rights, and the discussion of speculative doctrines which are calculated to disturb those domestic relations of other states that are recognized and guaranteed by the constitution, and to endanger the peace, the prosperity, and the lives of their citizens. And should occasion require, they will be found ready, in the same spirit of forbearance, under a deep sense of the obligations which rest upon them as christians and as patriots to make further sacrifices, and to incur greater responsibilities, to strengthen those bonds which constitute as one, the American people, and to cherish and perpetuate our free and happy form of government.

The committee therefore find themselves relieved from all painful responsibilities, and respectfully recommend to the legislature the adoption of the following resolutions.

State of New York.

Resolved unanimously, That the views and sentiments contained in the late annual message of the governor of this state recognizing the constitutional right of the several states of the union, to regulate and control within their own limits the relations of master and slave, and to continue or abolish the same as the government of these states may respectively deem consistent with their duty, safety and welfare, meet the full and cordial concurrence of this legislature.

Resolved, That the people of this state, by responding with unexampled unanimity to those views and sentiments, and manifesting their determination to abstain from, and to discountenance those political agitations and public discussions of the subject of domestic slavery, which were calculated to produce an exciting, an improper, and a pernicious influence within the limits of other states, have given to the Union stronger guarantees than law can furnish, and rendered present legislation upon the subject by their representatives, unnecessary and inexpedient.

Resolved, That the governor be requested to transmit a copy of the foregoing report and resolutions to each of the senators and representatives of this state in congress, and also a copy to the executive of each of the states in the union, with the request that they be submitted to the respective legislatures thereof.

By order—

J. F. BACON, Clerk.

Ordered, That the clerk deliver said resolutions to the assembly, and request their concurrence to the same.

J. F. BACON, Clerk.

{ STATE OF NEW YORK,
 { In assembly, May 23, 1836.

Resolved, That the assembly do concur with the senate in said resolutions.

By order.

P. REYNOLDS, jr. Clerk.

*State of New-York,
Secretary's Office,*

Albany, May 24, 1836.

The foregoing is a true copy of the original resolutions on file in this office.

JOHN H. DIX, Secretary of State.

*Executive Department,
State of Connecticut,*

New Haven, July 11, 1836.

SIR: In compliance with the request therein contained, I have the honor to transmit to you the accompanying report and resolutions on the subject of slavery.

I am, &c.

HENRY W. EDWARDS.

To his Excellency, the

Governor of Michigan.

Report of committee on that part of the governor's message relating to domestic slavery.

The joint select committee to whom was referred so much of his Excellency's message as relates to the subject of domestic slavery, and the communications received by him from the states of Virginia, North Carolina, South Carolina, Georgia, Kentucky, Mississippi and Alabama, have had the same under consideration, and are unable to agree upon a joint report thereon. Therefore the undersigned, a majority of said committee, beg leave to submit the following report:

That they have given to the subject the careful and serious consideration which its importance demands. They have attentively perused the communications from our sister states, and reflected upon the evils complained of. It is believed there is throughout this community a just regard and sympathy for the interests and welfare of the inhabitants of the slaveholding states; and we regard slavery as a state institution, secured by the constitution of the United States, in which no state where it does not exist has any right to interfere; that such interference would be a direct violation of the so-

cured rights of the states, as well as the constitution of the United States. And that the formation of societies for effecting the abolition of slavery in the slaveholding states is improper, unjustifiable and dangerous, and has a direct tendency to disturb the compromises of the constitution and destroy the harmony which should exist between the people of the different states of the Union.

Your committee are confident that the formation of any society, or the association of any number of individuals for the abolition of slavery, does not exist in this state to any considerable extent; and that public opinion is an efficient and proper remedy for the difficulty complained of by our sister states. Hence we have come to the conclusion that there is not at this time any occasion for legislation. They are not aware of any serious grounds of complaint against the people of this state, nor do they apprehend that future efforts are contemplated, calculated to excite alarm, and therefore they have not decided what measures, under different circumstances, might be proper. And did not the committee feel that entire silence on our part might be construed disrespectful to other states, they would advise that entire silence on this subject should be observed by this general assembly.

It is with most respectful deference to the other states that the committee suggest that the notice of the opinions promulgated by individuals adverse to slavery, tends at once to magnify the importance of their efforts and to strengthen the power which the slaveholding states so much dread; and they would urge the impolicy and injustice of interfering with slavery in the District of Colombia so long as it exists in the states of Virginia and Maryland, as it is intimately connected with slavery in the states; and any attempt to abolish it is scarcely less calculated to destroy the confidence between the people of the free states and the slave states, than an interference of slavery in the states, as the latter naturally re-

gard it as the first step to an interference on the subject of slavery in the slaveholding states.

The proceedings of the abolitionists have no doubt had an injurious effect, and tended to check the amelioration and improvements which were taking place in the condition of the slave population, and subjected the slaves to greater rigours than they have before suffered; whilst they have occasioned much alarm and anxiety to the whites. In some of the slave states the progress of public opinion was gradually changing the relations of the free white people, and giving to the slaves more the character of domestics, or menials, than they formerly possessed; of course producing more social feelings, as well as more mutual confidence between the classes. Public opinion in this country is the supreme law, and whatever may be the legal rights of slave proprietors, they have been restricted and modified by public sentiment.

The subject, too, of free discussion, is one which wise legislators will not unnecessarily meddle with, and when necessary they will ever approach it with hesitancy and circumspection. Is it not the part of wisdom to leave the press free and on public measures to be controlled by public opinion, rather than to cramp it with public censure and legislative enactments. There is no existing state of things in this community to justify the restrictive and penal enactments solicited by the slaveholding states. It is the very spirit of our institutions, and the language of the constitution itself, to leave every subject, religious or political, open to free examination and discussion, and the experience of the past teaches us that it will be equally novel, impolitic and impracticable, if not absolutely unconstitutional, to change the laws on this interesting subject. Who will undertake to disclose, by an enacted law, what is incendiary or what may have a tendency to awaken the subject of slavery. The dissemination of the scriptures and other writings touching the nature of our civil institutions, or our moral duties, will in the esti-

mation of some persons have this tendency. It is not possible to disclose by law what will or will not tend to such a result; and although persons are often precipitate and over zealous, (at least in the opinion of those who differ from them in sentiment) and will at times promulgate dangerous principles, and excite to hurtful actions, yet we hold it to be a settled axiom in our republican government, that, in matters of government, truth and justice have nothing to fear from a free press in an enlightened community.

And the committee would take this occasion to assure your sister states, through this general assembly, that in their opinion there is no unfriendly feeling existing in this community to their repose and prosperity. On the contrary they, in common with the other states and the good people of all the states, have the strongest interest to preserve our social compact inviolate, and would therefore recommend the passage of the accompanying resolutions.

All which is respectfully submitted:

RICHARD NILES,
W. P. BURRELL,
CARLAS CHAPMAN,
ASA FULLER,
ETHAN CHAFFEE,
DANIEL CHAPIN.

May Session, 1836.

Resolved by the general assembly of the State of Connecticut, That we consider the subject of domestic slavery in the southern states as a subject exclusively within the control of those states respectively, and that neither the general government nor other states can consistently interfere with their internal policy.

Resolved, That we consider the abolition of slavery in the District of Columbia as an interference with the rights of the citizens of that district, derived from the implied conditions on which that territory was ceded to the general government;

and for congress to agitate that question, would be improper and unjust towards the citizens thereof.

Resolved, That the governor be requested to transmit a copy of this report and resolutions to the Executive of the several states, that they may be laid before their respective legislatures.

House of Representatives, 1836. Passed.

W. P. BURRALL, Clerk.

Senate, 1836. Passed.

R. S. HINMAN, Clerk.

Mr Green from the committee on enrollment, reported as correctly enrolled the following bills:

‘An act to organize a certain township.’

‘An act to amend an act, entitled an act to establish a court of chancery, and for other purposes.’

Mr. Richardson from the committee on enrollment, reported as correctly enrolled a bill entitled, ‘An act to authorize Anthony Dequindre to sell and convey certain lands.’

A message was received from the senate by their secretary as follows:

Mr. Speaker—

I am directed by the senate to inform the house of representatives that they non-concur in the amendment made by the house of representatives, to the bill entitled, ‘A bill to provide for the election of township and county officers, in certain cases, and for other purposes.’

I also return herewith, without amendment, the bill entitled ‘A bill to authorize the conveyance of certain lands,’ and with an amendment, the bill entitled, ‘A bill to legalize the classification of justices of the peace in certain cases.

Mr. Noyes offered the following resolution which was read the first and second time.

A resolution to provide for the payment of the militia for their services in supporting the supremacy of the laws of Michigan:

Resolved by the senate and house of representatives of the State of Michigan, That where the proper returns have not been made of the militia who assisted in supporting the supremacy of the laws of the late territory of Michigan, in pursuance of the order of the executive of said late territory and by reason thereof, such militia have not been paid for their services, the proper officers are hereby required to make returns thereof, within sixty days to the adjutant general, who is hereby authorized and required to issue scrip for one months regular pay and emoluments of such militia, agreeably to the rules and regulations of the United States army. Whereupon, and upon the warrant of the auditor general, the treasurer is hereby required to pay the same out of any moneys in the treasury, not otherwise appropriated.

The 22nd rule being suspended,

Said resolution was ordered to be engrossed and read a third time to day.

The engrossed resolution as above being under consideration, was read a third time and passed.

The joint resolution from the senate relative to the Detroit and St. Joseph railroad charter was taken up and read the first and second time.

The 22nd rule being suspended,

Said resolution was ordered to be read a third time to-day.

The above resolution being under consideration, was read a third time and passed.

The 21st rule being suspended.

Mr. Richardson asked and obtained leave to bring in a bill to authorize the building of a dam across Flint river.

The chair announced Messrs. Richardson, Niles, Monfore, as the committee to bring in said bill.

Mr. Richardson, from the select committee appointed to bring in the above bill reported the same to the house, which was read the first and second time.

The bill from the senate, entitled 'A bill giving certain

compensation to the jailer of the county of Monroe,' was taken up and read the first and second time.

The 22nd rule being suspended,

Said bill was ordered to be read a third time to-day.

The above being under consideration, was read a third time.

The bill entitled 'A bill to legalize the classification of Justices of the Peace in certain cases,' with an amendment made thereto by the senate, was taken up.

Mr. Whipple moved to amend by inserting the following:

'The official acts of Justices of the Peace and of clerks and judges of the county court who were in office on the first Monday of April last, and which said official acts have been done and performed since that day are hereby legalized and made valid to all intents and purposes; but this act shall not be so construed as to legalize any acts hereafter done or performed by said Justices of the Peace, Clerks or Judges, without authority of law.'

The question being on the adoption of the above amendment, it was decided by yeas and nays in the affirmative, as follows:

Yeas—Messrs. Alden, Brown, Bradshaw, Crossman, Ferrington, Green, Morse, Monfore, Moran, Noyes, Niles, Odell, Richardson, Strong, Ullman, Whipple—16.

Nays—Messrs. Brewer, Britton, Bolton, Dodge, Felch, G. Howe, Hill, Hart, Jackson, Mathews, Tacles, Van Every, Wheeler, Williams—14.

On motion, the amendment made by the senate, as modified by the amendment made by the house, was concurred in.

Mr. Richardson, from the committee on enrollment, reported as correctly enrolled a bill entitled 'An act to define the duties of superintendent of public instruction, and for other purposes.'

The 22nd rule being suspended.

The bill entitled 'A bill to authorize the building of a dam across the Flint river,' was read a third time and passed.

The bill from the senate, entitled 'A bill to provide for the election of township and county officers in certain cases, and for other purposes,' with an amendment made thereto by the house of representatives, in which the senate non-concurred, was taken up; and, on motion, the house receded from said amendment, as follows:

'Justices of the Peace who refuse to qualify agreeably to the law of this state shall pay fifteen dollars for the use of the township for which he may be elected, to be recovered in an action of debt before any court of competent jurisdiction, brought in the name of the supervisor of said township.'

On motion of Mr. Whipple,

The communication from the Executive, with the accompanying documents, were ordered to be laid upon the table and entered upon the journal of the house.

On motion, adjourned until to-morrow at 9 o'clock, A.M.

TUESDAY, July 26, 1836.

The roll being called the following members were absent: Messrs. Alden, Burdick, Charter, Ely, Ellenwood, Hutchins, King, Levake, Lothrop, Mead, Mathews, Niles, Smith, Sherman, Van Every, Voorheis, Williams.

The minutes of the previous meeting having been read,

The bill from the senate entitled 'A bill giving certain compensation to the jailor of the county of Monroe, with amendments made thereto by the house, was taken up.

Mr. Felch moved a reconsideration of the vote [taken on the adoption of the amendments to the above bill, which was agreed to.

On motion the above amendments were withdrawn.

The bill entitled 'A bill to legalize the classification of justices of the peace in certain cases,' with amendments made thereto by the house, was taken up.

On motion the vote on the adoption of the amendments to the above bill was reconsidered.

Mr. Whipple offered a substitute to the original amendment which was adopted.

Said bill as amended was concurred in.

The bill from the senate entitled 'A bill to legalize the election of certain officers in the county of Allegan and for other purposes,' being under consideration, was read a third time and concurred in.

On motion of Mr. Alden,

Resolved, That there be printed in the Democratic Free Press extra three thousand copies of the law to provide for the calling a convention, and that the secretary of state be required to distribute them to the several counties of this state through the county clerks.

The bill entitled 'A bill authorizing the governor to negotiate a loan for the state and for other purposes,' being under consideration, was read a third time and passed.

A message was received from the senate through their secretary as follows :

Mr. Speaker:—

In pursuance of the rules of the senate, I herewith return, without amendment 'A resolution to provide for the payment of the militia for their services in supporting the supremacy of the laws of Michigan;' also 'A resolution as a substitute for a resolution from the house of representatives relative to the publication of the laws.'

Mr. Green from the committee on enrollment, reported as correctly enrolled, the bill entitled 'An act to authorize the conveyance of certain lands.'

The 16th rule being suspended,

On motion of Mr. Whipple,

Resolved, (if the senate concur herein) That the 10th joint rule of the senate and house of representatives be suspended for this day.

The resolution to provide for the publication of the laws and for other purposes, with a substitute as an amendment thereto by the senate, was taken up and concurred in.

Mr. Moran from former notice given, asked leave to bring

In a bill to repeal an act entitled 'An act to provide for electing delegates to a convention, approved July 15th, 1836.'

Mr. Whipple moved a call of the house, and further moved that the further proceedings of the call of the house be dispensed with, which was agreed to.

The question being on granting leave to bring in the above bill,

It was on motion of Mr. Green, decided by yeas and nays as follows:

Yeas—Messrs. Brownell, Bolton, Ellenwood, Felch, Green, G. Howe, Higley, Heath, Jackson, Monfore, Moran, Niles, Odell, Richardson, Strong, Summers, Tacles, Voorheis, Williams—19.

Nays—Messrs. Alden, Brewer, Brown, Bradshaw, Britton, Crossman, Dodge, O. Howe, Hill, Hart, Morse, Mathews, Noyes, Ullman, Van Every, Wheeler, Whipple, (speaker,) —18.

The chair announced Messrs. Moran, Odell, Monfore, as the committee to bring in said bill.

Mr. Moran from the select committee appointed to bring in the above bill, reported the same to the house, which was read the first and second time.

Mr. Noyes moved that the house resolve itself into a committee of the whole on said bill.

Mr. Whipple moved to amend by indefinitely postponing the above bill, which was decided by yeas and nays in the affirmative as follows:-

Yeas—Messrs. Alden, Brewer, Brown, Bradshaw, Britton, Crossman, Dodge, O. Howe, Hill, Heath, Hart, Morse, Mathews, Noyes, Ullman, Van Every, Wheeler, Whipple, (speaker)—19.

Nays—Messrs. Brownell, Bolton, Ellenwood, Felch, Green, G. Howe, Higley, Jackson, Monfore, Moran, Niles, Odell, Richardson, Strong, Summers, Tacles, Voorheis, Williams, —18.

The following communication was received from the executive by Mr. Pritchette secretary of state :

To the house of representatives—

I have this day approved and filed in the office of the secretary of state the following acts, viz :

‘An act to authorize Anthony Dequindre to sell and convey certain lands.’

‘An act to organize a certain township.’

‘An act to amend an act entitled an act to establish a court of chancery and for other porposes.’

‘An act to define the duties of superintendent of public instruction and for other purposes.’

STEVENS T. MASON.

July 26, 1836.

A message was received from the senate transmitting a bill entitled ‘A bill supplementary and in addition to an act entitled an act making appropriations in part for the year one thousand eight hundred and thirty-six, and fixing the pay of officers and members of the legislature, approved the twenty-eighth of March, one thousand eight hundred and thirty-six.’

On motion the house resolved itself into a committee of the whole, Mr. Noyes in the chair, on the above, and after spending some time therein, the committee rose and reported the same back to the house with sundry amendments, which were concurred in.

On motion the above bill was committed to a select committee, consisting of Messrs. Whipple, Hart and Williams.

The 16th rule being suspended.

On motion of Mr. Richardson,

Resolved, by the senate and house of representatives, That the senate and house of representatives will meet in the hall of the house of representatives at 1 o'clock this afternoon for the purpose of receiving and acting upon a nomination to be made by the executive of a superintendent of public instruction.

A message was received from the senate as follows :

Mr. Speaker:—

In pursuance of the rules of the senate, I herewith return to the house of representatives, the bill entitled 'A bill to legalize the classification of justices of the peace in certain cases,' and inform the house that the senate have concurred in the amendment made by the house to the amendment previously made in senate to said bill.

I am also directed to inform the house of representatives of the non-concurrence of the senate in the resolution from the house of representatives relative to the suspension of the 10th joint rule.

Mr. Whipple from the select committee to whom was committed the bill from the senate entitled 'A bill supplementary and in addition to act entitled an act making appropriations in part for the year one thousand and thirty-six, and fixing the pay of officers and members of the legislature, approved the 28th of March, 1836,' reported the same back to the house with an amendment, which was concurred in.

The 22nd rule being suspended.

Said bill having been read a third time, passed.

A message was received from the senate as follows :

Mr. Speaker:—

I am directed by the senate to inform the house of representatives that the bill entitled 'A bill to authorize certain commissioners to alter a territorial road' was concurred in without amendment.

I am also directed to inform the house of the concurrence of the senate in their resolution relative to a meeting of the two bodies for the purpose of advising and consenting upon the nomination of a superintendent of public instruction.

On motion adjourned until 1 o'clock P. M.

AFTERNOON SESSION.

The chair announced that the time had arrived in provision with the resolution adopted this day for the convening of both branches of the legislature in the hall of the house of

representatives to receive a certain nomination from the executive.

On motion a committee was appointed consisting of Messrs. Whipple and O. Howe to wait upon the senate and conduct them to seats.

Mr. Richardson from the committee on enrollment, reported as correctly enrolled the bill entitled, 'An act to legalize the classification of justices of the peace in certain cases.'

'A resolution providing for the printing of the laws in pamphlet form, and for other purposes.'

The senate having been conducted to seats in the hall of the house.

IN JOINT ASSEMBLY.

On motion, a committee of two was appointed, consisting of Messrs. Hough on the part of the senate and Whipple on the part of the house, to wait upon the governor and inform him that both houses are now in convention, ready to receive any communication he may see fit to make.

The committee appointed to wait upon his Excellency the governor, reported that they had executed the duty assigned to them and had received for answer that he would communicate to the convention forthwith.

The following communication was received from the executive by Mr. Prichette secretary of state:

To the Senate and House of Representatives—

I hereby nominate John D. Pierce to the office of superintendent of public instruction.

STEVENS T. MASON.

July 26, 1836.

On motion of Mr. Comstock (of the senate) That this convention do advise and consent to the nomination of John D. Pierce, it was decided by yeas and nays in the affirmative, as follows:

Yeas—(of the senate) Messrs. Barry, Britain, Comstock, Davis, Ellis, Hascall, Hough, McDonell, Raynale—9.

Nays—0.

Yeas—(of the house) Messrs. Alden, Brewer, Brown, Bradshaw, Brownell, Britton, Crossman, Dodge, Ellenwood, Felch, Ferrington, O. Howe, G. Howe, Hill, Higley, Heath, Hart, Jackson, Morse, Mathews, Monfore, Moran, Noyes, Niles, Odell, Richardson, Strong, Summers, Van Every, Voorheis, Wheeler, Whipple, Williams, (speaker)—34.

Nays—0.

The president of the senate declared that John D. Pierce, having received the vote of the senate and house of representatives, he was therefore duly appointed superintendent of public instruction.

On motion, the convention then adjourned.

HOUSE OF REPRESENTATIVES.

Mr. Richardson, from the committee on enrollment, reported as correctly enrolled the bill entitled 'An act to authorize certain commissioners to alter a territorial road.'

'A resolution to provide for the payment of the militia for their services in supporting the supremacy of the laws of Michigan.'

A message was received from the senate transmitting the bill entitled 'A bill supplementary and in addition to an act entitled an act making appropriations in part for the year 1836, and fixing the pay of officers and members of the legislature, approved March 28, 1836,' with an amendment thereto, which was taken up and concurred in.

A message was received from the senate transmitting the bill entitled 'A bill to amend an act entitled an act to organize a supreme court and establish circuit courts,' without amendment.

On motion of Mr. Morse,

Resolved, That the secretary of state be requested to furnish the members of this house each a copy of the laws and journal passed by this legislature as soon as they are published.

Mr. Richardson, from the committee on enrollment, reported as correctly enrolled a bill entitled 'An act to amend

an act entitled an act to organize the supreme court and establish circuit courts.'

The following communication was received from the executive, by Mr. Prichette, secretary of state:

To the house of representatives—

I have this day approved and filed in the office of the secretary of state the following acts, viz:

'An act to provide for the election of township and county officers, and for other purposes.'

'A resolution providing for the printing of the laws in pamphlet form, and for other purposes.'

'An act to authorize the conveyance of certain lands.'

'An act to authorize the commissioners to alter a territorial road.'

'An act to legalize the classification of justices of the peace in certain cases.'

'An act to legalize the elections of the register of deeds and treasurer of the county of Allegan, and for other purposes.'

'Resolution relative to the Detroit and St. Joseph railroad company.'

'An act giving certain compensation to the jailor of the county of Monroe.'

'A resolution to provide for the payment of the militia for their services in supporting the supremacy of the laws.'

'An act to amend an act entitled an act to organize the supreme court and establish circuit courts.'

An act supplementary and in addition to an act entitled 'An act making appropriations in part part for the year one thousand eight hundred and thirty-six, and fixing the pay of the officers and members of the legislature,' approved the twenty-eighth of March, one thousand eight hundred and thirty-six.

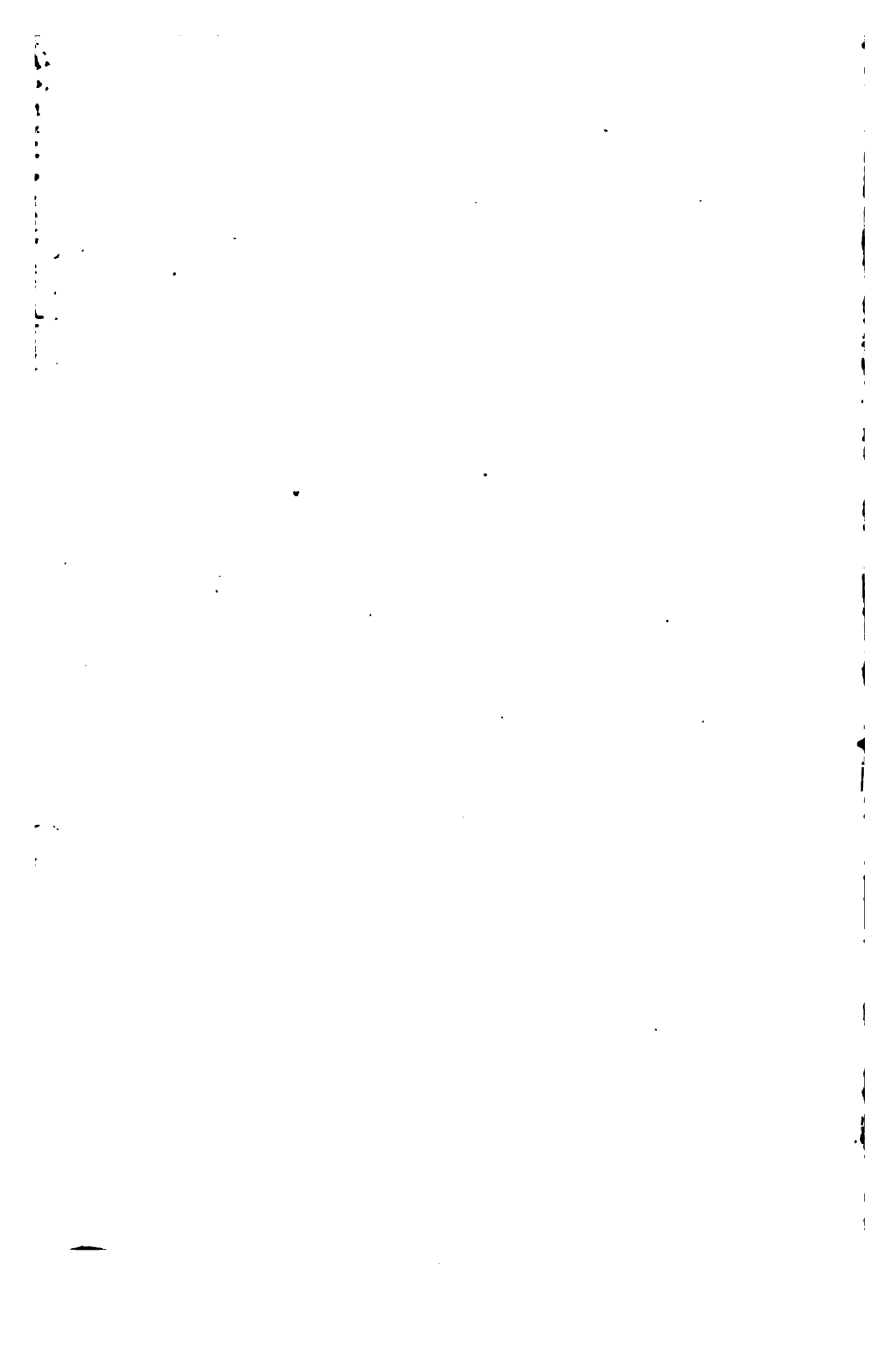
STEVENS T. MASON.

July 26, 1836.

On motion, a committee was appointed to wait upon his excellency the governor, and inform him that the house of representatives were now ready to adjourn, and requesting to know if he had any further communication to make.

Mr. Whipple, from the select committee appointed to wait upon his excellency the governor, reported that they had executed the duty assigned to them, and had received for answer that he had no further communication to make.

The house then, on motion, adjourned sine die.



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